

Sparks.
Stevenson.
Strong.
Veatch.

Wade.
Wallace of Panola.
Wilson.
Young.

Absent—Excused.

Dunn of Hopkins. Stevens.

The House, accordingly, at 4:40 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills as follows:

Game and Fisheries: Senate bill No. 304.

School Districts: House bills Nos. 388, 373, and Senate bill No. 308.

Appropriations: Senate bill No. 311.
Conservation and Reclamation: House bill No. 386.

Revenue and Taxation: House bill No. 383.

Highways and Motor Traffic: House bills Nos. 366, 387, and Senate bill No. 303, and House Concurrent Resolution No. 1.

The Committee on School Districts did today file an adverse report on House bill No. 361.

REPORT OF THE JUDICIARY COMMITTEE.

Committee Room,
Austin, Texas, October 4, 1926.
Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Judiciary Committee, to whom was referred

House bill No. 380,

The said bill creating and validating a road district, have considered the same and beg to report it to the House with the recommendation that it do pass; that the same be not printed in bill form or in the Journal; and that the committee finds the constitutional requirement for publication of notice of intention to apply for the enactment of local or special laws has been complied with, and affidavits of publication are attached to it as exhibits.

Respectfully submitted,
BOBBITT, Chairman.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, October 6, 1926.
Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 385, A bill to be entitled "An Act to amend Chapter 30 of the Local and Special Laws enacted by the Thirty-fifth Legislature at its Regular Session in 1917," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

SEVENTEENTH DAY.

(Thursday, October 7, 1926.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Satterwhite.

The roll was called and the following members were present:

Acker.	Fly.
Albritton.	Forbes.
Alexander	Frnka.
of Bastrop.	Graves.
Alexander	Gray.
of Limestone.	Hagaman.
Anderson.	Hall of Harris.
Atkinson.	Hall of Mitchell.
Avis.	Harman.
Baker.	Harper.
Barker.	Hefley.
Bateman.	High.
Bean.	Hornaday.
Bird.	Johnson.
Bobbitt.	Jones.
Boggs.	Jordan.
Brown.	Justice.
Cade.	Kayton.
Coffey.	Kinnear.
Coody.	Kittrell.
Cox of Lamar.	Laird.
Cox of Navarro.	Lipscomb.
Dale.	Loftin.
Daniels.	Mankin.
Davis of Dallas.	Masterson.
Davis of Wood.	Maxwell.
DeBerry.	McBride.
Downs.	McDonald.
Dunn of Falls.	McGill.
Durham.	McKean.
Enderby.	Montgomery.
Farrar.	Moore.
Fields.	Morris.
Finlay.	Parish.
Florence.	Pavlica.

Pearce.	Stell.
Perdue.	Stevenson.
Petsch.	Storey.
Poage.	Stout.
Pool.	Taylor.
Pope.	Thompson.
Powell.	Tomme.
Purl.	Turner.
Rawlins.	Veatch.
Renfro.	Walker.
Rice.	Wallace
Rogers.	of Freestone.
Rowell.	Webb.
Runge.	Wells.
Sanford.	Westbrook.
Schleyer.	Wester.
Shearer.	Williams.
Sheats.	Williamson.
Simmons.	Wilson.
Sinks.	Woodall.
Smith of Nueces.	Woodruff.
Smith of Travis.	Young.
Smyth.	
Absent.	
Barron.	King.
Blount.	Lane of Hamilton.
Bonham.	Lane of Harrison.
Carter.	Low.
Conway.	McDougald.
Covey.	McFarlane.
Cummings.	Merritt.
Dielmann.	Nicholson.
Dinkle.	Rowland.
Dunlap.	Simpson.
Elliott.	Sparks.
Foster.	Street.
Hull.	Strong.
Irwin.	Teer.
Jacks.	Wade.
Kemble.	Wallace of Panola.
Kenyon.	
Absent—Excused.	
Bryant.	Stevens.
Dunn of Hopkins.	

A quorum was announced present.

Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

HOUSE BILL ON FIRST READING.

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Powell:

H. B. No. 392, A bill to be entitled "An Act creating a complete road law for Hamilton county, Texas."

Referred to Committee on Highways and Motor Traffic.

REPORT OF COMMITTEE TO INVESTIGATE BLANKET TAX AT UNIVERSITY.

The Speaker laid before the House,

for consideration at this time, the following report:

To the Honorable Lee Satterwhite, Speaker of the House of Representatives, Thirty-ninth Legislature, First Called Session.

Sir: We, your committee appointed to investigate the student activities fees at the University of Texas, beg to make the following report:

Your committee held six meetings and also visited the University and had hearings at which students, faculty members, former students and the Auditor of the University testified.

Dr. Splawn, President of the University of Texas, appeared before the committee and extended to us the use of his office and pledged us his hearty cooperation in furnishing us with any records, books or information which we might require.

Mr. L. Theo. Bellmont, director in charge of athletics, appeared before the committee, explained in detail the program of the athletic department as administered and pledged his hearty cooperation in assisting the committee in its investigation.

Mr. H. J. Lutchter Stark, President of the Board of Regents of the University of Texas, talked with the chairman of your committee and he stated that he believed the Regents of the University would welcome any suggestions made by the House of Representatives concerning the compulsory "blanket tax" now in effect at the University.

Both the present president of the Students' Council and the past president for the school year of 1925-1926 appeared and helped the committee by furnishing us with accurate information and outlining, in detail, the operation of this so-called "blanket tax."

After having heard testimony from students, former students, faculty members and officials of the University and receiving information from Mr. Long, the Auditor, and from his records, we submit the following facts:

Facts Ascertained.

First. The "blanket tax" at the University of Texas of \$10.50 is reasonable in amount, so far as participation in student activities is concerned, and the benefits accruing, worth much more than that amount in dollars and cents.

Second. The "blanket tax" is compulsory and no student may matricu-

late in the University of Texas without either payment of this assessment or obtaining and presenting a release from such payment.

Third. Under the operations of this rule, the power to prohibit students from entering the University of Texas who decline to pay this "blanket tax" is lodged with the students themselves, the University authorities thus having permitted a species of proxy government to obtain at the University of Texas.

Fourth. By a referendum vote in 1918, the Students' Assembly voted that a student activities fee of \$10.50 should be made compulsory, but nevertheless, it remained optional until the beginning of the present school year, in September, 1926.

Fifth. In order for a prospective student to be excused from payment of this student activities fee of \$10.50, he or she must appear before a committee of students, be interrogated as to his or her financial condition and obtain a release from this committee, to be presented to the Auditor.

Sixth. Activities covered by the \$10.50 fee include the Students' Association, the Woman's Council, debating and oratory, the Men's Glee Club, the Women's Glee Club, the Band, student publications and athletics, and, on payment of same, the student is entitled to be admitted to all University athletic and public speaking contests held in Austin, to the Glee Club and Band concerts and to receive the University daily newspaper and monthly magazine.

Seventh. Of the some 4,500 students who registered for the 1926-1927 sessions of the University of Texas, more than 300 were excused from payment of the student activities tax, the committee who passed on applications for releases from this assessment did its work courteously and, as a matter of fact, not one student was prevented from matriculating on account of refusing to pay the assessment.

Eighth. The Auditor of the University has been instructed by the Board of Regents, by action of March 16, 1926, not to accept students for matriculation who have not either paid this students' activities fee or obtained a release from the committee of students and signed by the President of the Students' Association.

Ninth. Total receipts for athletics at the University of Texas for 1925-1926 amounted to \$164,070.21, with dis-

bursements of \$164,014.38, and, with the student activities fee voluntary, the total received from that source totaled more than \$25,000.

Recommendations.

In view of the above stated facts, we recommend that this House go on record as being unalterably opposed to any scheme or plan whereby the students of the University of Texas, or any other public supported institution of learning, are permitted or allowed to assess fees of any kind on themselves and compel all students to pay them, regardless of whether they wish to do so or not, even though they are able to pay such fees, and we believe that the permitting of a committee of students to pass on the financial ability of another student to pay said fees, in order to be exempt from the payment of such fees, is wrong and we do not believe it should be allowed.

We recommend to the student body of the University of Texas and to the Student Assembly of the University of Texas and to the Board of Regents of the University of Texas and all others in authority at the University that this matter be reopened and that no student be subject to inquiry as to his finances, nor be compelled to financially aid student activities, but that it should be made optional with the student himself.

The University of Texas was conceived by the fathers of the Republic of Texas that the poor boy and girl of this great State might have a chance to obtain higher learning, along with those of financial independence; the very spirit of the institution is opposed to anything which might, in any way, make unnecessary embarrassment for those of small financial means, and is opposed to anything whatever which might force those seeking to obtain a higher education to pay any sort of fees whatever to support student activities in which they might not believe or might not be personally interested.

Respectfully submitted,
PURL,
Chairman.
SHEATS,
DINKLE,
WOODALL,
POPE,
Committee.

On motion of Mr. Purl, the report was adopted.

REPORT OF COMMITTEE TO INVESTIGATE IRREGULARITIES IN USE OF HOUSE VOTING MACHINE.

The Speaker laid before the House, for consideration at this time, the following report:

Austin, Texas, October 5, 1926.

To Hon. Lee Satterwhite, Speaker of the House of Representatives of the State of Texas:

We, your committee who have heretofore been appointed to investigate the voting of Representative Petsch's voting machine on Thursday, September 30, 1926, beg to report as follows:

We have examined under oath several witnesses, including three "pages" (the latter having been cautioned as witnesses to the extent of understanding the nature and consequences of an oath). The testimony taken and statements made during said investigation is attached hereto in "Q" and "A" form and made a part of this report and marked Exhibit "A."

From a careful study of such evidence and statements it will be seen that no member of the House has been found guilty by direct and positive evidence in the voting of said machine on the day it was voted—there are some circumstances that point to the fact that one of our members may have been guilty of such conduct; however, these circumstances are so disconnected and uncertain we are unable to give them such cogent weight as to say beyond any doubt that any member has been found guilty. The member to whom we refer and whose name we shall not disclose unless required so to do, has appeared before the committee and made a statement under oath, which statement is attached to this report, and we especially direct your attention to same, not so much for the purpose of fixing individual guilt, for we do not say that the evidence warrants us in so stating, but it reveals that some of our members have been very lax and careless at times in the manner and method of casting their votes or permitting their machines to be voted. This member, in effect, admits that he has not been as careful as he should have been, and while not here censuring him individually as a singular illustration, we do say that such members who have thus indulged in so casting or permitting their vote

to be cast, however pure their motives may have been, and however good their intentions were, such member, or members, whoever they may be, have thus, no doubt, set a dangerous and intolerable precedent; which conduct on the part of such members this committee in no uncertain terms condemns and deplores. We regard such conduct to be so dangerous, serious and far-reaching that it is imperative that every member of this House should take cognizance of the situation and see that these serious infractions, gross and inexcusable conduct should cease forthwith, and in order that the House may not again be required to investigate such matters, we recommend that Rule 12 under our rules of voting be so amended so as to hereafter read as follows: by adding immediately after paragraph 8 a new paragraph to be known as paragraph 9, which should read as follows, to-wit:

(a) The House may in its discretion expel any member who intentionally votes the machine of another member.

(b) When any member votes the machine of another member with such member's knowledge and consent, whether such consenting member is in the House or not at the time, then each such members shall be deemed guilty of gross misconduct, and if found guilty, shall be reprimanded by the Speaker before the House, and if such member or members should be guilty of such misconduct, as in this section pointed out, for the second time, it shall constitute sufficient grounds for expulsion.

(c) That any page, stenographer or employe who shall vote the machine of a member without such member's knowledge or consent, shall immediately be discharged by the Speaker.

(d) Should any page, stenographer or employe under the direction of a member, vote such member's machine, such page, stenographer or employe shall be reprimanded by the Speaker and if guilty of such conduct for the second time shall immediately be discharged by the Speaker.

(e) That each member is hereby required to remove his key from his machine whenever he retires from the House, and should such member fail to remove such key from his machine when he retires from the House it shall be the duty of the Sergeant-at-Arms to remove same and deliver it to the Chief

Clerk who shall keep it until requested by such member to return it to him.

Respectfully submitted,
STOREY,
JONES,
DUNN of Falls,
STOUT,
Committee.

Exhibit "A."

The committee appointed by the Speaker to investigate the irregular voting of Representative Petsch's voting machine on Thursday, September 30th, met in Enrolling Room No. 2, pursuant to call of the chairman, on October 2, 1926, the following members being present: Storey, Dunn of Falls, King and Jones, and the following proceedings were had:

Mrs. J. E. Crosby, having been duly sworn, testified as follows:

Q. State your name to the committee, please.

A. Mrs. J. E. Crosby.

Q. Are you employed in any capacity at the House at this time?

A. Yes, sir; I am a stenographer in the House.

Q. Did you have occasion to be at or near the desk of Representative Petsch in the House on Thursday evening, September 30, 1926, at the time the votes were being cast on the Laird Independent School matter?

A. No, sir.

Q. Were you present at the time the votes were being cast on House bill No. 307, a bill to be entitled an act consolidating certain school districts in Angelina county, on the evening of September 30, 1926?

A. No, sir.

Q. Did you, immediately after the Speaker had called the House's attention to the fact that some one was voting, or had voted, Mr. Petsch's machine, hear anyone make any inquiries as to who had voted the same?

A. Yes, I heard them say that.

Q. State fully what you heard and who said it.

A. Nothing, except the Speaker making the inquiry. I didn't hear anyone answer.

Q. Did you hear a page at any time subsequent to the time that the charge was made make any statement with reference to the matter? If so, give his name and what he said.

A. I don't know his name. He said Mr. Jordan did it. Said he saw him do it. In fact, two pages did.

Q. Can you, or will you, find out for

this committee the names of these two pages?

A. Yes, sir.

Q. Will you do that for us at once, please?

A. Sure.

Q. Have you, at any time when the vote was being taken on any bill, seen anyone vote twice?

A. No.

Q. Have you ever seen anyone other than the member himself vote his machine?

A. No, I can't say that I have.

(Witness excused.)

Stanley Spore, having been duly sworn, testified as follows:

Q. What is your name?

A. Stanley Spore.

Q. Where do you live?

A. Dallas.

Q. How old are you?

A. Twelve years old.

Q. Are you a page here in the House?

A. Yes, sir.

Q. Have been since when?

A. Since the special session.

Q. Were you on the floor of the House on Thursday evening, September 30th—the day that the Speaker called attention to the fact that someone was voting Mr. Petsch's machine?

A. Yes, sir.

Q. Were you at or near Mr. Petsch's desk about that time?

A. Yes, sir.

Q. Did you see or not see anyone vote Mr. Petsch's machine?

A. No, sir.

Q. Did you see or hear anyone say that they saw someone vote his machine?

A. Yes, sir.

Q. Who was it that said so?

A. James Wiginton and Allan Roberts.

Q. What did they say to you?

A. James said that Mr. Jordan turned around and pushed the button.

Q. What did Roberts say?

A. He said he was passing by and saw him do it.

Q. Who is Allan Roberts?

A. A page here. I don't know where he lives.

Q. Can you find him for us?

A. Yes, sir.

Q. So all that you saw or heard was what these boys told you?

A. Yes, sir.

(Witness excused.)

James Wiginton, having been duly sworn, testified as follows:

Q. State your name to the committee.

A. James Wiginton.

Q. Where do you live?

A. 615 West Thirty-second Street, Austin.

Q. Are you a page here in the House?

A. Yes, sir.

Q. Have been during this special session?

A. Yes, sir.

Q. Were you on the floor of the House on the evening of September 30, 1926, at or about the time that the Speaker announced that someone had cast Mr. Petsch's vote, or rather he had voted his machine?

A. Yes, sir.

Q. Were you near Mr. Petsch's desk at that time?

A. Yes, sir, right in front of it—standing right in front of Mr. Bobbitt's desk.

Q. Will you state to this committee just what you saw with reference to anyone voting Mr. Petsch's machine?

A. Well, I was standing right in front of Mr. Bobbitt's desk—right behind Mr. Rawlins' desk and that's right next to Mr. Jordan's. I wasn't looking real close but I saw Mr. Jordan vote his machine and then he kind of turned around and put his arm right there on Mr. Petsch's desk, but I'm not right sure whether he voted the machine or was just playing with the key.

Q. Did you see him put his hand on the machine?

A. I saw him put his hand on the machine, but I couldn't see whether he put it on the button or not.

Q. Was that just prior to the time that Mr. Laird complained that someone had voted Mr. Petsch's machine?

A. I wasn't listening to what they said.

Q. Was it shortly before the Speaker made the statement he made with reference to someone voting Mr. Petsch's machine?

A. Yes, sir.

Q. Did you hear any other boy, woman, or anyone else say that they saw anyone vote that machine?

A. I heard them say that they thought other men had voted that machine.

Q. Did they confine it to this particular time?

A. Yes, sir.

Q. Did you hear Mr. Jordan's wife make any statement as to who had voted the machine?

A. No, sir.

Q. Has anyone, since this occurred, come to you and talked to you about it?

A. Yes, sir.

Q. Who?

A. Mr. Jordan asked me if I was the page who said that I saw him do it.

Q. What did you say to Mr. Jordan?

A. I told him that I had gone to Mr. McDougald and said that I thought I saw him put his hand around there.

Q. What did Mr. Jordan say?

A. He said that he had just put his hand around there. Said he thought that machine had been stuck because he had seen a toothpick in there before that time, and said that he tried to get it out.

Q. Did Mr. Jordan, in the conversation you had with him, say to you that he did, or did not, vote it?

A. He said he didn't think he had done it. He said that if he did vote it he didn't do it intentionally—that when he got through voting he always stretched his arm along the desk like that.

Q. How many times has Mr. Jordan talked to you about it?

A. Just once—Friday morning.

Q. Who else besides Mr. Jordan and Mr. McDougald have you talked to about this?

A. Some more asked me if I knew who did it. They said they had their idea as to who they thought did it.

Q. Can you give us the names of any of those men?

A. Mr. Sheats and Mr. Harper. That's the only two men.

Q. They are the only men aside from Mr. Jordan and Mr. McDougald that you have ever talked to?

A. Yes, sir.

Q. This man, Mr. Jordan that you refer to, is the Jordan who is a member of the House who sits in front of Mr. Petsch's seat?

A. Yes, sir.

Q. Do you remember the number of his desk?

A. It's right in front of Mr. Petsch's. (Witness excused.)

Allan Roberts, having been duly sworn, testified as follows:

Q. State your name to the committee.

A. Allan Roberts.

Q. Where do you live?

A. 3413 Cedar Street, Austin.

Q. Are you a page here in the House?

A. Yes, sir.

Q. You have been during the special session?

A. Yes, sir.

Q. How old are you?

A. Eleven years old.

Q. Were you on the floor of the House on the evening of Thursday, September 30, at or immediately before the

time that the Speaker called attention to the fact that someone had been voting Mr. Petsch's machine?

A. Yes, sir.

Q. Were you at or near Mr. Petsch's desk about that time?

A. I don't know just how close.

Q. About how far were you from Mr. Petsch's desk at the time this complaint was made?

A. About twenty feet, I guess.

Q. About how many desks were between you and Mr. Petsch's desk?

A. About ten.

Q. Tell the committee what you saw.

A. I saw Mr. Jordan turn around like this. I wasn't looking—I looked up front—then he was turning back around when I looked back over there.

Q. Did you or not see Mr. Jordan put his arm or hand on the voting machine?

A. No, sir—I couldn't see where he put his hand for his body.

Q. Did you tell any of the other pages that you saw Mr. Jordan vote Mr. Petsch's machine?

A. No, sir. They asked me but I wouldn't tell them.

Q. What did you tell this little Spore boy about it?

A. I told him that I saw Mr. Jordan turn around and that made me think that it was him, since I saw him turn around.

Q. Has Mr. Jordan ever talked to you about this?

A. No, sir; he never said a word.

Q. Has anyone else other than this committee talked to you about it?

A. Mr. McFarlane was all. He is my cousin and he asked me who did it and I told him. I told him that I thought Mr. Jordan did it. Then he told me not to say anything to anybody about it but the committee.

Q. He was the only one you talked to?

A. Yes, sir.

Q. Do you know of any other pages or stenographers, or anyone else who said they saw any part of it?

A. No, sir. We talked to Mrs. Crosby and she went to Mr. McDougald and talked to him about it. I was over on the other side. I said something to Mr. Stout. I told Mr. Stout who I thought did it.

Q. You don't know of anybody else who claims they saw who did it?

A. No, sir. Mrs. Crosby came and sat down about two minutes, or a minute after it was done—she came to that seat.

(Witness excused.)

Mr. J. W. Harper made the following statement:

When the time came to vote I went back to my seat and voted and about the time that I voted Mr. Runge and Mr. Pool and another man—can't say who it was—passed down the aisle towards Mr. Pool's seat and Mr. Runge's seat. As the men walked down the aisle someone reached over and either pressed the key or picked something up. I thought that he voted the key. Anyway he reached over on the desk but I wouldn't swear positively whether he voted the key or positively who it was because there was so much confusion around there and there were several men going down the aisle.

Q. This was immediately prior to the time the vote was taken when the Laird school bill was up for consideration and at the time that complaint was made on Thursday evening, September 30, to the effect that someone had voted Representative Petsch's machine?

A. Yes, sir.

(Witness excused.)

Mr. Harry Jordan, having been duly sworn, testified as follows:

All the statement I have to make in regard to it is simply this,—that I did not push the button on Mr. Petsch's desk. I have talked to two of the pages that first accused me of doing so. They told me later that they didn't know whether I did or not but knew that I turned around and that my arm was lying back on the desk. I said that lots of times I catch myself doing this. His key will be there and when just sitting there talking I may be twisting that key around—just fingering with the machine when nothing is being voted on—just like a man would take a pencil and sit and play with it. But as for pushing that button I didn't do it, except when Petsch instructed me to push it as we have done on that side during the Thirty-ninth and nothing was said about it until about a week ago. Since that I haven't pushed a button for anybody. Prior to that I have pushed the button when instructed by Petsch in voting on local bills. That has been the custom or habit along that side of the House. There are very few along there who haven't had somebody push for them at certain times or who haven't pushed the button for somebody else, but that was when they were instructed to do so.

Q. Do you mean to say it has been a custom in your immediate section of

the House for members to instruct other members to vote their machine when they are out of the House?

A. Not necessarily out. They may be out or may be in the House somewhere. When a bunch of local bills were up they would instruct them to vote me yes or no on these bills—yes, as a rule, on local bills. That's been done, and for that matter the pages have done it for them. Have seen several of them have pages. For that matter I have had pages vote my desk. Sometimes when I would be writing letters and a page would want to vote my desk—I was sitting there watching it—just on local bills. On no important bills that I know of, has anybody else voted for a member—but just on local school bills. I have seen it done by twenty and there was nothing said about it. In other words, so far as I was concerned, it was an accommodation and not an attempt on anyone's part to defraud or vote anyone's machine.

Q. Are you prepared to say that habit has gone to the extent of any member's machine being voted while they were out of the House or in some other part of the House?

A. That is the extent of it—at their request.

Q. Have you ever known stenographers in your immediate section to cast a vote under similar instructions?

A. Now, listen; I will tell all the truth about myself, but I won't say anything that will in any way draw a stenographer or a page into it.

Q. Are you prepared to state to the committee positively that you did not, at any time, on Thursday, September 30th, vote Mr. Petsch's machine?

A. Not to my knowledge. If I voted Mr. Petsch's machine on that day, I did so unintentionally—not knowing that I did so. I do not think that I did and I will say that I did not, for I didn't with my knowledge. I want to make a statement as far as that bill is concerned. Mr. Laird or the opposition to that bill are neither personal friends of mine, nor are they enemies of mine that I know of. The bill is a local bill and doesn't conflict with, nor is my district interested in any way. I voted against it for this reason—that the entire State is operating under this same law—to exempt one county when the Fortieth Legislature shall meet in forty or possibly sixty days and there will be probable amendments made or attempted to be made at that time.

Q. You are not prepared to say positively yes or no as to whether you voted the machine at the time, but if you did vote it, you did so unintentionally?

A. I said I didn't vote it, for I do not think I did. You asked me any time that day?

Q. At the time the complaint was made by the Speaker.

A. I didn't vote it.

Q. I believe the Journal shows that Mr. Petsch's machine was voted as many as three times that day on matters upon which votes were taken. Are you prepared to say positively whether or not on any of these three occasions you voted the machine?

A. If I voted the machine on any of these other occasions—I don't think that I did—but if I did, it was by my hand lying over there and carelessly pushed the button. I don't think I did and here's the reason why I'm positive that I didn't. Rawlins and I had discussed in the morning whether Petsch was present or not. Bobbitt said something about it—said that he was out of town. Therefore, I am positive that I didn't vote the machine, that I didn't push that button at all because I would be much more careful in regard to pushing it if I knew a man was out of town, because it would reflect on a man if the machine was voting and the man was out of town. I have never voted any man's machine to my knowledge unless instructed.

Q. Mr. Jordan, are you prepared to give the committee any light on who voted the machine at the time the question was raised?

A. No.

Q. As a matter of fact, unquestionably somebody voted it?

A. Either that or the machine was hung.

Q. Immediately after the Speaker called the House's attention to the fact that Mr. Petsch's machine had been voted, did you look at it to ascertain if it was hung or anything had been put in it that would cause it to register a vote?

A. I didn't attempt to release it nor I didn't see anything in it, though there had been I noticed and I pulled it out. A match or a toothpick was stuck in it that afternoon and I pulled it out.

Q. Was that before or after the complaint was made?

A. Before—I don't know just how long. I just happened to notice it and

pulled it out. It was a small piece—either a match or a toothpick. Whether that caused the machine to vote I don't know. I just saw it sticking in there.

Q. Mr. Jordan, don't you regard it as bad policy for any member of the House to either directly or indirectly, on any measure, local, general or otherwise, to request some other member to cast his vote whether he is in the House or out?

A. I think it is. I don't think it is the proper practice.

Q. Do you not think that the rules ought to be so amended that such infractions ought to be prohibited if possible in the House?

A. I think so.

(Witness excused.)

On motion of Mr. Storey, the report was adopted.

ESTABLISHING ENCAMPMENT FOR THE NATIONAL GUARD.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 5, Accepting a donation from the Palacios Campsite Association, incorporated, representing the business interests of the city of Palacios, of certain lands at or near Palacios, for the establishment and maintenance of a permanent encampment for the Texas National Guard and directing the execution of a deed from General John A. Hulen, trustee, conveying the property to the State of Texas, for the use and benefit of the Texas National Guard.

Whereas, The Palacios Campsite Association, incorporated, executed and delivered a deed on December 10, 1925, conveying to General John A. Hulen, Commanding General of the Thirty-sixth Division, Texas National Guard, twenty tracts of land at or near Palacios, the same containing in the aggregate about 1275 acres all in a solid body, the same to be used for the establishment and maintenance of a permanent encampment for the Texas National Guard; and

Whereas, It is provided in said deed that the title to said property is to be transferred by said trustee to the State of Texas at any time after the donation aforesaid has been accepted by the State and the Legislature should express a desire to have such transfer made; and

Whereas, It has been determined that the property herein is suitable for a permanent encampment for the Texas National Guard, and is an admirable location for the purpose intended, and it having been made to appear that the title thereto has been approved by the

Attorney General and that the same is now vested in fee simple in General John A. Hulen, Commanding General of the Thirty-sixth Division, Texas National Guard, as trustee, as aforesaid, and that he is now ready, willing and anxious to execute and deliver his deed conveying the property to the State for the purpose herein set forth; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the donation on the part of the Palacios Campsite Association, incorporated, of the lands and premises mentioned herein and described in the deed conveying the property to General John A. Hulen, Commanding General of the Thirty-sixth Division of the Texas National Guard, in trust for the State of Texas, for the use and benefit of the Texas National Guard as a permanent encampment, be and the same is hereby accepted, and said trustee is hereby directed to execute and deliver the proper deed conveying said lands and premises unto the State for the purpose herein specified. The instrument to be so executed and delivered shall be drawn by the Attorney General and after its execution shall be delivered to the Adjutant General of this State to be by him filed and recorded in the county clerk's office at Matagorda county, Texas; be it further

Resolved, That thanks be extended to the donors of the property and that deep appreciation of the truly patriotic motives impelling such a donation be and the same is hereby expressed on behalf of the Legislature as well as the State and the general public to the Palacios Campsite Association, incorporated, as well as to the good people of the city of Palacios; and be it further

Resolved, That a copy of this resolution be forwarded to the said donors and a copy hereof be furnished General John A. Hulen, Commanding General of the Thirty-sixth Division, Texas National Guard, for his information and guidance.

The resolution was read second time and was adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, October 7, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has agreed to concur in

House amendment to Senate bill No. 301 by vote of 30 yeas and 0 nays.

And has passed

H. B. No. 360, A bill to be entitled "An Act to provide for and regulate the filing of statement of facts and bills of exception in civil and criminal cases concerning changes of venue, misconduct of jury and other matters and things occurring before the beginning of the actual trial and after submission of the cause to the jury," with committee amendment.

H. B. No. 373, A bill to be entitled "An Act validating the action of the Lampasas county school board in re-defining the boundaries of the Lampasas Independent School District No. 1 and adding thereto certain territory, on March 20, 1926; defining the metes and bounds of said district, and declaring and emergency."

And has adopted

Free Conference Committee substitute for Senate bill No. 291 by vote of 26 yeas and 1 nay.

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 291.

The Speaker laid before the House, for consideration at this time, the following conference committee report:

Committee Room,

Austin, Texas, October 6, 1926.

Hon. Barry Miller, President of the Senate, and Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to consider and adjust the differences between the House and the Senate on Senate bill No. 291, have had the same under consideration and have adjusted the differences between the Senate and the House and recommend the adoption of the following as a substitute for Senate bill No. 291, as amended by the House, to wit:

A BILL

To Be Entitled

An Act to appropriate three million five hundred thousand dollars, or so much thereof as may be necessary, out of the general revenue not otherwise appropriated to supplement the available school fund for the support and maintenance of the public free schools of the State of Texas for the scholastic year beginning, September 1, 1926, and ending Au-

gust 31, 1927, payable out of the general revenue, so that the apportionment for each scholastic in the State of Texas shall be fourteen dollars and no more,—the purpose being to increase the apportionment from eleven dollars and fifty cents to fourteen dollars; and providing that any fund or funds coming into the available school fund during the school year beginning September 1, 1926, and ending August 31, 1927, from sources provided by the Fortieth Legislature or otherwise shall be apportioned as provided by law, and that such fund or funds shall be used in making up the total of the apportionment of fourteen dollars for each scholastic during said scholastic year; and providing further that the appropriation hereby made shall become available and the transfer of the funds, or so much thereof as may be necessary to make up the apportionment of fourteen dollars, shall be had and made, one-third on December 1, 1926, the second one-third on March 1, 1927, and the last one-third on May 1, 1927, providing for distribution of same, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That there is hereby appropriated out of any funds in the State Treasury not otherwise appropriated the sum of three million five hundred thousand and no/100 (\$3,500,000.00) dollars, or so much thereof as may be necessary, to increase the apportionment of eleven and 50/100 (\$11.50) dollars for each scholastic to fourteen and no/100 (\$14.00) dollars, and no more, for each scholastic, for the year beginning September 1, 1926, and ending August 31, 1927.

Sec. 2. Any fund or funds coming into the available school fund for the school year beginning September 1, 1926, and ending August 31, 1927, from sources provided by the Fortieth Legislature of the State of Texas, or otherwise, shall be apportioned as provided by law, and such fund or funds shall be used in making up the total of the apportionment of fourteen and no/100 (\$14.00) dollars for each scholastic for the school year beginning September 1, 1926, and ending August 31, 1927.

Sec. 3. The appropriation hereby made in the sum of three million five hundred thousand and no/100 (\$3,500,000.00) dollars, under the conditions and limitations herein set forth, shall

become available and a transfer of the funds, or so much thereof as may be necessary to make the per capita apportionment of fourteen and no/100 (\$14.00) dollars for each scholastic for the year beginning September 1, 1926, and ending August 31, 1927, shall be made in three (3) equal installments of one-third each,—the first one-third to be made on December 1, 1926; the second one-third to be made on March 1, 1927; and the remaining one-third to be made on May 1, 1927.

Sec. 4. The fact that the regular constitutional sources of revenue for the State available school fund are not adequate to properly support and finance the public schools of Texas, creates an emergency and an imperative public necessity calling for the suspension of the constitutional rule requiring bills to be read on three several days and such rule is hereby suspended and this act shall take effect and be in force and effect from and after its passage, and it is so enacted.

Respectfully submitted,

DAVIS,
REAL,
BLEDSOE,
WOOD,

On the part of the Senate.

SANFORD,
BROWN,
YOUNG,
HALL of Harris,

On the part of the House.

Mr. Sanford moved that the report be adopted.

Mr. Hornaday moved that the report be rejected and that the committee ask the Senate for further consideration of the report.

On motion of Mr. Hall of Harris, the motion to reject the conference report was tabled.

Question recurring on the motion that the report be adopted, yeas and nays were demanded.

The report was adopted by the following vote:

Yeas—100.

Mr. Speaker.	Barker.
Acker.	Bateman.
Albritton.	Bean.
Alexander	Bird.
of Bastrop.	Bobbitt.
Alexander	Boggs.
of Limestone.	Brown.
Anderson.	Coffey.
Atkinson.	Coody.
Avis.	Cox of Lamar.
Baker.	Cox of Navarro.

Daniels.	Pearce.
Davis of Dallas.	Perdue.
Davis of Wood.	Petsch.
DeBerry.	Poage.
Downs.	Pool.
Dunn of Falls.	Pope.
Durham.	Powell.
Elliott.	Rawlins.
Enderby.	Renfro.
Farrar.	Rice.
Finlay.	Rogers.
Florence.	Rowell.
Fly.	Runge.
Forbes.	Sanford.
Frnka.	Schleyer.
Graves.	Shearer.
Gray.	Sheats.
Hagaman.	Simmons.
Hall of Harris.	Sinks.
Hall of Mitchell.	Smith of Nueces.
Harman.	Smith of Travis.
Harper.	Smyth.
Hefley.	Stell.
High.	Stevenson.
Hornaday.	Storey.
Johnson.	Street.
Jones.	Thompson.
Jordan.	Tomme.
Justice.	Turner.
Kayton.	Veatch.
Kinnear.	Walker.
Kittrell.	Wallace
Mankin.	of Freestone.
Masterson.	Webb.
Maxwell.	Wells.
McBride.	Westbrook.
McDonald.	Wester.
McGill.	Williams.
McKean.	Williamson.
Montgomery.	Wilson.
Moore.	Woodruff.
Morris.	Young.
Parish.	

Nays—7.

Cade.	Purl.
Fields.	Taylor.
Loftin.	Woodall.
Pavlica.	

Absent.

Barron.	Kenyon.
Blount.	King.
Bonham.	Laird.
Carter.	Lane of Hamilton.
Conway.	Lane of Harrison.
Covey.	Lipscomb.
Cummings.	Low.
Dale.	McDougald.
Dielmann.	McFarlane.
Dinkle.	Merritt.
Dunlap.	Nicholson.
Foster.	Rowland.
Hull.	Simpson.
Irwin.	Sparks.
Jacks.	Stout.
Kemble.	Strong.

Teer. Wallace of Panola.
Wade. Absent—Excused.

Bryant. Stevens.
Dunn of Hopkins.

Reason for Vote.

I refused to sign the majority report of the Free Conference Committee on Senate bill No. 291 for several reasons, some are as follows:

First. One million three hundred fifty thousand school children of Texas.

Second. The House, by resolution, stated that we favor \$15 per capita for each school child in Texas.

Third. The bill reported by a majority of the Conference Committee provided for "\$14.00 per capita and no more."

Fourth. A majority of the Senate Conference Committee refused to consider an apportionment over \$14.

Fifth. A majority of Senate Conference Committee refused to strike out the words "and no more" which limits per capita to \$14.

Sixth. Their action places the Legislature on record as favoring \$14 per capita only.

Seventh. I believe it is time that the Legislature keep faith with the school children of Texas.

Eighth. I am opposed to passing resolutions favoring \$15 per capita for the people at home to read, then placing the little words "\$14.00 and no more" in an appropriation bill that the average citizens will never see.

Ninth. I am for \$15 per capita or more and expect to continue my efforts to this end.

WALLACE of Freestone.

I vote "yea" on the final passage of Senate bill No. 291 after all efforts failed to continue negotiations in order to get \$15.00 per capita or at least to strike out the words "and no more."

WALLACE of Freestone.

Mr. Speaker, I vote "yea" even though I feel that \$15 per capita should be allotted to the schools; and am bitterly opposed to the language "\$14 and no more." But I realize that it is mere presumption on the part of the Thirty-ninth to attempt to dictate to the Fortieth the amount of its appropriations, and, therefore, I as a member of the Fortieth Legislature will not feel myself bound by the words "\$14 and no more."

STELL.

REMARKS OF MR. SMITH OF TRAVIS.

On motion of Mr. Smith of Travis, the following communication was ordered printed in the Journal:

I have voted in favor of the passage of numerous bills purporting to validate certain road district bond issues, but in doing so desire to enter my reasons therefor in the House Journal, as follows:

1. The virtue I can see in this measure is that it indicates a willingness on the part of the Legislature of Texas to pay, or try to pay, the debts and obligations contracted by people of certain road districts, and to let the world know that our intentions are honest in whatever we undertake. I am in hearty accord with the purposes, and only question the validity of the method pursued.

2. I do not believe this measure will, if it becomes a law, have the effect of validating bonds that have heretofore been issued under acts held invalid by the Supreme Court of the United States in the case of Perry vs. Browning, better known as the Archer county case.

3. I do not believe that the Legislature can pass an ex post facto or retroactive law that will breathe the breath of life into a proceeding that the highest court of the land has declared emphatically to be in conflict with the due process clause of the Federal Constitution, and hence void from the beginning.

4. I fail to see wherein this measure gives the owners of property in these several districts, heretofore created, the right to be heard on the question of taxation by special assessments for local improvements, or assures them of that due process of law guaranteed them by the Constitution.

5. I believe the situation should have been met by passing a general law authorizing counties to create road districts and prescribing a legal and constitutional method of such organization, including the authority to assess and levy taxes to authorize the people of the district to vote bonds to build roads in the district or to take over roads already built, and to pay for same where they were built with money other than money raised by taxation.

SMITH of Travis.

COMMITTEE REPORT ON INVESTIGATION OF PICTURE IN HALL.

The Speaker laid before the House and had read the following report:

Austin, Texas, October 7, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives, First Called Session, Thirty-ninth Legislature.

Sir: Your committee, to whom was referred the resolution providing for the investigation of the ownership of a picture hanging in the House of Representatives, painted by McArdle, title, "Early Settlement of Austin's Colony," or also referred to as "The Log Cabin," have had same under investigation and, availing ourselves of every source of information accessible to us, beg to submit the following report:

We find that the picture was painted in 1875 by McArdle and for many years has hung in the House of Representatives, having been placed there by James T. DeShields, a friend of the painter and owner of several of his works. However, the record does not mention this picture by name as being one of the paintings owned by DeShields.

DeShields claims he bought the picture from McArdle and paid him the price agreed upon therefor, but has never received any compensation for the picture from the State and under that purchase claims ownership to the picture.

The McArdle heirs are asserting right of ownership to the picture, obviously by descent.

We can not, as a committee, undertake to decide the question of ownership as between these two claimants.

We find from the Journals of the House of the Twentieth Legislature that in May, 1888, an appropriation of \$10,000 was made to purchase pictures and paintings for the Capitol. The records show that of this amount \$8750 was expended for pictures but no particular picture is named, except that they were paintings made by the artist Huddle.

We find further from the Journals of the Twenty-first Legislature that a resolution was introduced providing for: "So much of the unexpended fund as appropriated at the Called Session of the Twentieth Legislature as is necessary, be used by the Commissioner of Insurance, Statistics and History for the purchase of McArdle's painting, the 'Log Cabin,'" but we have no information as to whether or not a contract between the State and either of the claimants above mentioned was ever made, so that the title would pass to the State. The picture does not impress your committee as a work of art, and we

can not recommend the purchase of same at anything like the price, \$1000, demanded by Mr. DeShields, even if we were convinced that Mr. DeShields owns the property in such way as to convey uncontested title to the State.

We therefore recommend that the ownership of this picture be left for decision by settlement between the claimants, or by judicial determination.

Respectfully submitted,
ACKER,
Chairman.
PEARCE,
FIELDS,
Committee.

MESSAGE FROM THE GOVERNOR.

A messenger from the Governor appeared at the bar of the House, and being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Governor's Office,
Austin, Texas, October 7, 1926.

To the Honorable Legislature of the State of Texas.

Gentlemen: Acting under authority reserved in the original proclamation convening you in special session, and as per the request of Senator Hardin, I am submitting for your consideration the matters set forth in the attached bill, being an act creating a complete road law for Hamilton county, Texas, etc.

Respectfully submitted,
MIRIAM A. FERGUSON,
Governor.

RELATING TO RESIGNATION OF GOVERNOR.

The Speaker laid before the House, as unfinished business, for consideration at this time, the resolution offered on yesterday, by Mr. Pool and others, relating to resignation of Governor.

The resolution having been read second time on yesterday.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 243, "An Act to create Road District No. 2, in Shelby county, Texas; validating and approving all orders made by the

commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

H. B. No. 159, "An Act to create Road District No. 1, in Bastrop county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

H. B. No. 161, "An Act to create Road District No. 3, in Bastrop county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

H. B. No. 189, "An Act to create Road District No. 2, in McCulloch county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds

and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

H. B. No. 186, "An Act to create Road District No. 5, in Robertson county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

H. B. No. 219, "An Act to create Road District No. 8, in Houston county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

H. B. No. 211, "An Act to create Road District No. 7, in Ellis county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

H. B. No. 197, "An Act to create Road District No. 8, in Navarro county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds

thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

H. B. No. 192, "An Act to create Road District No. 1, in Navarro county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

H. B. No. 319, "An Act creating the Fastrill Independent School District in Cherokee county, Texas."

H. B. No. 296, "An Act creating the Nordheim Independent School District in DeWitt county."

H. B. No. 377, "An Act creating the Lockney Independent School District in Floyd county."

H. B. No. 376, "An Act creating the Smiley Independent School District in Gonzales county."

H. B. No. 330, "An Act creating the Wortham Independent School District."

H. B. No. 295, "An Act amending Article 456 of the Revised Civil Statutes of the State of Texas of 1925, so as to confer upon the Commissioner of Banking discretion in reference to the approval of belated claims against insolvent banks or bank and trust companies."

S. B. No. 126, "An Act making an appropriation for deficiencies."

H. B. No. 281, "An Act validating road district bonds in all counties and political subdivisions of the State of Texas, and declaring an emergency."

H. B. No. 337, "An Act abolishing the office of district attorney in the Sixth Judicial District of Texas."

H. B. No. 339, "An Act ratifying and validating an election heretofore held in and throughout Aransas county upon the question of authorizing the

issuance of \$250,000 special road bonds of said county."

H. B. No. 318, "An Act to amend House bill No. 516, Chapter 165, of the Local and Special Laws passed by the Thirty-ninth Legislature, Regular Session, and declaring an emergency."

H. B. No. 316, "An Act to amend Section 1, Chapter 162, of the Special Laws of the Thirty-ninth Legislature of Texas, the same being an act creating the Common County Line School District No. 9 in Borden, Mitchell and Scurry counties."

H. B. No. 346, A bill to be entitled "An Act relating to the jurisdiction of the county court of Hutchinson county."

H. B. No. 328, "An Act to create Hyman Common School District No. 29 in Mitchell and Howard counties, Texas."

S. B. No. 281, "An Act making appropriation to Live Stock Sanitary Commission of the sum of two hundred thousand dollars, or so much thereof as may be necessary, out of the general fund, not otherwise appropriated, to pay the State of Texas one-half of such claim or claims as may be due for the loss or destruction of hay in Brazoria, Galveston and Harris counties during the hoof and mouth epidemic of 1925, after same have been approved; and empowering and directing the Live Stock Sanitary Commission of Texas to investigate, hear evidence and approve or disapprove all claims, and declaring an emergency."

S. B. No. 292, "An Act validating all leases, etc., known as oil, gas and sulphur leases that have been entered into at the direction of the Governor."

S. B. No. 273, "An Act relating to the Dumas Independent School District."

S. B. No. 315, "An Act creating the Dallas County Fresh Water Supply District No. 7, in Dallas county, Texas."

H. C. R. No. 3, Providing statutes for the Land Office.

RECESS.

On motion of Mr. Wallace of Freestone, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

RELATING TO RESIGNATION OF GOVERNOR.

The House resumed consideration of pending business, same being resolution

offered on yesterday by Mr. Pool and others, relating to resignation of the Governor.

The resolution having heretofore been read second time.

Mr. Stout moved to table the resolution.

Mr. Masterson raised a point of order, stating that Mr. Bobbitt, who had the floor, was not confining his remarks to the subject under consideration.

The Speaker overruled the point of order.

Mr. Masterson then appealed from the ruling of the Chair, and the appeal was duly seconded.

Mr. Loftin was called to the chair pending the appeal.

Question—Shall the ruling of the Chair be sustained?

Mr. Wells moved a call of the House for the purpose of maintaining a quorum pending consideration of the ruling of the Chair and the resultion, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Mr. Cox of Lamar moved that all absent members within the State of Texas be brought in.

Mr. Purl moved that all absentees within the confines of Travis county be brought in.

The motion by Mr. Purl prevailed.

The House then sustained the ruling of the Chair by the following vote:

Yeas—80.

Acker.	Elliott.
Albritton.	Enderby.
Alexander	Farrar.
of Bastrop.	Fields.
Alexander	Fly.
of Limestone.	Forbes.
Atkinson.	Gray.
Avis.	Hagaman.
Baker.	Hall of Harris.
Bird.	Hall of Mitchell.
Bobbitt.	Harman.
Boggs.	Harper.
Brown.	High.
Coody.	Hornaday.
Cox of Lamar.	Irwin.
Cox of Navarro.	Jones.
Davis of Wood.	Jordan.
DeBerry.	Kinnear.
Downs.	Kittrell.
Dunn of Falls.	McBride.
Durham.	McDonald.

McGill.
McKean.
Montgomery.
Morris.
Parish.
Pearce.
Perdue.
Petsch.
Pool.
Powell.
Purl.
Rawlins.
Renfro.
Rice.
Rogers.
Rowell.
Sanford.
Shearer.
Simmons.
Sinks.
Smith of Nueces.

Smyth.
Stell.
Stevenson.
Stout.
Street.
Taylor.
Thompson.
Tommie.
Veatch.
Wallace
of Freestone.
Woodall.
Webb.
Wells.
Westbrook.
Wester.
Williams.
Williamson.
Woodruff.
Young.

Nays—25.

Anderson.	Mankin.
Bateman.	Masterson.
Bean.	Moore.
Cade.	Pavlica.
Coffey.	Poage.
Dale.	Pope.
Daniels.	Runge.
Finlay.	Schleyer.
Florence.	Sheats.
Frnka.	Turner.
Hefley.	Walker.
Johnson.	Wilson.

Present—Not Voting.

Barker.	Justice.
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Absent.

Barron.	Lane of Hamilton.
Blount.	Lane of Harrison.
Bonham.	Lipscomb.
Carter.	Loftin.
Conway.	Low.
Covey.	Maxwell.
Cummings.	McDougald.
Davis of Dallas.	McFarlane.
Dielmann.	Merritt.
Dinkle.	Nicholson.
Dunlap.	Rowland.
Foster.	Simpson.
Graves.	Smith of Travis.
Hull.	Sparks.
Jacks.	Storey.
Kayton.	Strong.
Kemble.	Teer.
Kenyon.	Wade.
King.	Wallace of Panola.
Laird.	

Absent—Excused.

Bryant.	Stevens.
Dunn of Hopkins.	

(Speaker in the chair.)

Question next recurring on the mo-

tion to table the resolution, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—51.

Albritton.	Masterson.
Anderson.	Moore.
Barker.	Morris.
Bateman.	Pavlica.
Bean.	Pearce.
Bird.	Pope.
Cade.	Rogers.
Dale.	Rowell.
Daniels.	Runge.
DeBerry.	Sanford.
Downs.	Schleyer.
Farrar.	Shearer.
Finlay.	Smith of Nueces.
Florence.	Stell.
Frnka.	Stevenson.
Graves.	Storey.
Gray.	Stout.
Hagaman.	Thompson.
Harman.	Turner.
Hefley.	Walker.
Johnson.	Webb.
Jones.	Wester.
Justice.	Wilson.
Laird.	Woodall.
Loftin.	Young.
Mankin.	

Nays—58.

Acker.	Kittrell.
Alexander	McBride.
of Bastrop.	McDonald.
Alexander	McGill.
of Limestone.	McKean.
Atkinson.	Montgomery.
Avis.	Parish.
Baker.	Perdue.
Bobbitt.	Petsch.
Boggs.	Poage.
Brown.	Pool.
Coffey.	Powell.
Coody.	Purl.
Cox of Lamar.	Rawlins.
Davis of Dallas.	Rice.
Davis of Wood.	Sheats.
Dunn of Falls.	Simmons.
Durham.	Sinks.
Elliott.	Smyth.
Enderby.	Street.
Fields.	Taylor.
Fly.	Tomme.
Forbes.	Veatch.
Hall of Harris.	Wallace
Hall of Mitchell.	of Freestone.
Harper.	Wells.
High.	Westbrook.
Hornaday.	Williams.
Irwin.	Williamson.
Jordan.	Woodruff.
Kinnear.	

Absent.

Barron.	Lane of Hamilton.
Blount.	Lane of Harrison.
Bonham.	Lipscomb.
Carter.	Low.
Conway.	Maxwell.
Covey.	McDougald.
Cox of Navarro.	McFarlane.
Cummings.	Merritt.
Dielmann.	Nicholson.
Dinkle.	Renfro.
Dunlap.	Rowland.
Foster.	Simpson.
Hull.	Smith of Travis.
Jacks.	Sparks.
Kayton.	Strong.
Kemble.	Teer.
Kenyon.	Wade.
King.	Wallace of Panola.

Absent—Excused.

Bryant.	Stevens.
Dunn of Hopkins.	

Mr. Masterson moved that the resolution be referred to the Committee on State Affairs.

Mr. Purl moved to table the motion to refer.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—64.

Alexander	Jordan.
of Bastrop.	Kinnear.
Atkinson.	Kittrell.
Avis.	McBride.
Baker.	McDonald.
Bobbitt.	McGill.
Boggs.	McKean.
Coffey.	Montgomery.
Coody.	Moore.
Cox of Lamar.	Parish.
Davis of Dallas.	Petsch.
Davis of Wood.	Poage.
Downs.	Pool.
Dunn of Falls.	Powell.
Durham.	Purl.
Elliott.	Rawlins.
Enderby.	Rice.
Fields.	Schleyer.
Fly.	Sheats.
Forbes.	Simmons.
Gray.	Sinks.
Hall of Harris.	Smith of Nueces.
Hall of Mitchell.	Smyth.
Harman.	Stout.
Harper.	Street.
High.	Taylor.
Hornaday.	Tomme.
Irwin.	Veatch.
Jones.	Wells.

Westbrook.
Wester.
Williams.

Williamson.
Wilson.
Young.

Nays—48.

Albritton.
Alexander
of Limestone.
Anderson.
Barker.
Bateman.
Bean.
Bird.
Brown.
Cade.
Cox of Navarro.
Dale.
Daniels.
DeBerry
Farrar.
Finlay.
Florence.
Frnka.
Graves.
Hagaman.
Hefley.
Laird
Loftin.

Mankin.
Masterson.
Morris.
Pavlica.
Pearce.
Perdue.
Pope.
Rogers.
Rowell.
Sanford.
Shearer.
Stell.
Stevenson.
Storey.
Thompson.
Turner.
Walker.
Wallace
of Freestone.
Webb.
Woodall.
Woodruff.

Absent.

Acker.
Barron.
Blount.
Bonham.
Carter.
Conway.
Covey.
Cummings.
Dielmann.
Dinkle.
Dunlap.
Foster.
Hull.
Jacks.
Johnson.
Justice.
Kayton.
Kemble.
Kenyon.
King.

Lane of Hamilton.
Lane of Harrison.
Lipscomb.
Low.
Maxwell.
McDougald.
McFarlane.
Merritt.
Nicholson.
Renfro.
Rowland.
Runge.
Simpson.
Smith of Travis.
Sparks.
Strong.
Teer.
Wade.
Wallace of Panola.

Absent—Excused.

Bryant.
Dunn of Hopkins.

Stevens.

Mr. Wells moved the previous question on the resolution, and the main question was ordered.

Question first recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—56.

Acker.
Alexander
of Bastrop.

Alexander
of Limestone.
Atkinson.

Avis.
Baker.
Bobbitt.
Coffey.
Coody.
Cox of Lamar.
Davis of Dallas.
Davis of Wood.
Dunn of Falls.
Durham.
Enderby.
Fields.
Fly.
Forbes.
Hall of Harris.
Hall of Mitchell.
Harman.
Harper.
Hornaday.
Irwin.
Jordan.
Kinnear.
Kittrell.
McBride.
McDonald.
McGill.

McKean.
Montgomery.
Parish.
Perdue.
Petsch.
Poage.
Pool.
Powell.
Purl.
Rawlins.
Rice.
Sheats.
Simmons.
Sinks.
Smyth.
Street.
Taylor.
Tomme.
Veatch.
Walker.
Wallace
of Freestone.
Wells.
Westbrook.
Williams.
Williamson.

Nays—47.

Albritton.
Anderson.
Bateman.
Bean.
Bird.
Cade.
Dale.
Daniels.
DeBerry.
Downs.
Elliott.
Farrar.
Finlay.
Florence.
Frnka.
Graves.
Gray.
Hagaman.
Hefley.
Johnson.
Jones.
Justice.
Kayton.

Laird.
Loftin.
Mankin.
Masterson.
Moore.
Morris.
Pavlica.
Pearce.
Pope.
Rogers.
Rowell.
Sanford.
Schleyer.
Shearer.
Stevenson.
Storey.
Stout.
Thompson.
Turner.
Webb.
Wester.
Wilson.
Woodall.

Present—Not Voting.

Barker.
Boggs.
Smith of Nueces.

Stell.
Woodruff.

Absent.

Barron.
Blount.
Bonham.
Brown.
Carter.
Conway.
Covey.

Cox of Navarro.
Cummings.
Dielmann.
Dinkle.
Dunlap.
Foster.
High.

Hull.	McFarlane.
Jacks.	Merritt.
Kemble.	Nicholson.
Kenyon.	Renfro.
King.	Rowland.
Lane of Hamilton.	Simpson.
Lane of Harrison.	Smith of Travis.
Lipscomb.	Strong.
Low.	Wade.
Maxwell.	Wallace of Panola.
McDougald.	

Absent—Excused.

Bryant.	Stevens.
Dunn of Hopkins.	

Paired.

Mr. Runge (present), who would vote "nay," with Mr. Teer (absent), who would vote "yea."

Mr. Young (present), who would vote "nay," with Mr. Sparks (absent), who would vote "yea."

Mr. Petsch moved to reconsider the vote by which the resolution was adopted, and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—57.

Acker.	McGill.
Alexander	McKean.
of Bastrop.	Montgomery.
Alexander	Parish.
of Limestone.	Perdue.
Atkinson.	Petsch.
Avis.	Poage.
Baker.	Pool.
Bobbitt.	Powell.
Brown.	Purl.
Coffey.	Rawlins.
Coody.	Rice.
Cox of Navarro.	Sheats.
Davis of Dallas.	Simmons.
Davis of Wood.	Sinks.
Dunn of Falls.	Smith of Nueces.
Durham.	Smyth.
Elliott.	Stell.
Enderby.	Stout.
Fields.	Street.
Fly.	Taylor.
Forbes.	Tomme.
Hall of Harris.	Veatch.
Hall of Mitchell.	Walker.
Harper.	Wallace
Hornaday.	of Freestone.
Jordan.	Wells.
Kinnear.	Williams.
McBride.	Williamson.
McDonald.	Woodall.

Nays—44.

Albritton.	Loftin.
Anderson.	Mankin.
Bateman.	Masterson.
Bean.	Moore.
Bird.	Pavlica.
Cade.	Pearce.
Dale.	Pope.
Downs.	Rogers.
Finlay.	Rowell.
Florence.	Runge.
Frnka.	Sanford.
Graves.	Schleyer.
Gray.	Shearer.
Hagaman.	Stevenson.
Hefley.	Storey.
Johnson.	Thompson.
Jones.	Turner.
Justice.	Webb.
Kayton.	Wester.
Kittrell.	Wilson.
Laird.	Young.

Present—Not Voting.

Westbrook.	Woodruff.
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Absent.

Barker.	Kemble.
Barron.	Kenyon.
Blount.	King.
Boggs.	Lane of Hamilton.
Bonham.	Lane of Harrison.
Carter.	Lipscomb.
Conway.	Low.
Covey.	Maxwell.
Cox of Lamar.	McDougald.
Cummings.	McFarlane.
Daniels.	Merritt.
DeBerry.	Morris.
Dielmann.	Nicholson.
Dinkle.	Renfro.
Dunlap.	Rowland.
Farrar.	Simpson.
Foster.	Smith of Travis.
Harman.	Sparks.
High.	Strong.
Hull.	Teer.
Irwin.	Wade.
Jacks.	Wallace of Panola.

Absent—Excused.

Bryant.	Stevens.
Dunn of Hopkins.	

Reasons for Vote.

This Legislature, in proper cases, has the constitutional power and duty to offer articles of impeachment against the Governor. In the absence of impeachable matter, I do not believe the Legislature should seek to interfere with the tenure and duration of the incumbent's occupancy of that office. In my opinion the question is political

rather than legislative, and the passage of the resolution would set a dangerous precedent, hence I voted against it.

FARRAR.

My main reason for voting "nay" on this resolution is because I am delegated by my district to reflect their sentiment in this Legislature. My county having given a majority for Miriam A. Ferguson, I do not feel that I should go against their wishes in this matter.

ROGERS.

I voted "nay" on the resolution because I think this is altogether outside of the official duty of the Legislature.

YOUNG.

I voted against the resolution asking the Governor to resign because a committee appointed by the Speaker of the House to investigate the present administration was composed entirely of those who are not friendly and are opposed to the present administration.

BATEMAN.

Reasons why I voted against the Pool et al. resolution requesting the Governor to resign:

1. Our Constitution separates the departments of government of this State, and one department has no right to infringe upon the others except in the Constitution provided.

2. The Constitution and laws passed in pursuance thereof provide how certain State officers may be retired from office, including the Governor.

3. This is not a political nor a legal question, but purely one of ethics, therefore we are powerless to dictate such policies of another.

4. The contract thus made as set forth in the resolution, if it is entitled to be called such, is one that every thoughtful, patriotic citizen and voter should condemn and deplore in the strongest terms at hand, to the end that our State may not again be embarrassed by such unprecedented and unparalleled attempted bartering and trafficking in votes; at best, with all the limitations, thrown around the purity of the ballot, it cannot be kept pure, and for us now to give aid to or countenance in any way the matters in the resolution mentioned, in my judgment is a serious mistake which might further embarrass the future political policies of our State.

5. Because such resolution is not included in the Governor's call.

STOREY.

I voted "nay" on the Pool resolution asking the Governor to resign for the reason that I have no desire to dictate in any manner what course she may pursue in this matter and for the further reason that no good can result from the same.

JONES.

I voted against the resolution because:

(1) The State is divided into three branches of government, administrative, legislative and judicial. I do not believe it comes within the province of the legislative branch to attempt to dictate to the executive branch on questions of policy not relative to legislation.

(2) The House should not consider questions of purely political significance.

(3) If the charges made on the floor of this House could be proven, impeachment proceedings would be in order instead of a request for resignation.

WOODALL.

I vote "nay" on House Concurrent Resolution No. 9 for the following reasons:

1. Because everybody knows that it will not bring about the intended object and purpose expressed in its phraseology. I take it that it is the doing of a vain and useless thing, in that the outfit resolute against will not abide by the decree of both Houses if it should pass the Senate.

I moved to table the resolution and thus shut off long drawn out perorations, because I believe that the average Representative had sufficient mentality to know which way he desired to vote, at least, after several months' time to think about the matter in. I thus saw no reason for an incessant and continuous waste of time, as has too often been our practice in the past.

I further believe that the resolution will suffer the same fate in the Senate as did the one to investigate Hidalgo county, and might, therefore, redound to the credit of the resolute.

As for the political matters involved, which I frankly believe was the sole, whole and only purpose and motive back of the resolution, I have always supported the incoming Governor in every campaign he ever made. As for the present benefactor, Jas. E. Ferguson, any reference to the woman, in my judgment, having always been useless, unnecessary and of no force, meaning, effect or avail (just like the resolution), I indorse the statements of one

Will Hogg of Houston, when he introduced one Teagle.

As far as I'm personally concerned, I would be willing to vote impeachment charges on general principles. Such a movement could get some results if the Senate "O. K'd" it, which they would not. The resolution just passed will not have its purpose consummated, even should the Senate pass it, which they probably will not do.

As for letting Texas know and being fair, etc., etc., the people are pretty well acquainted with the matter already. They have expressed their attitude in a more far-reaching and ominous manner than we can in a resolution that nobody believes will be abided by.

The very fact it has already been repudiated should be proof enough that things will so continue. There are other precedents for a continuation of such a status on the part of the resolutee.

I believe the best way to get rid of Jas. E. Ferguson is to ignore him, unless some proof could be found that would lead to a more permanent and solitary confinement.

Believing the whole resolution to be without benefit or material detriment, without merit or demerit, further believing that it can do the State no good and that it might do some harm, believing the affairs of state can be better served by not taking up time on matters which can accomplish nothing besides newspaper publicity, and that the whole matter is on somewhat of a similar plane to the passage of the Amnesty bill, with its attendant circumstances, I take great pleasure in voting "nay."

STOUT.

I vote "nay" on House Concurrent Resolution No. 9 (the Pool, Hall, Rawlins resolution), for the following reasons:

First, that it does not come within the scope of the Governor's call.

That this House has no business playing politics at the expense of the people.

That I am against the principle of politicians or anyone else wagering away the offices of this State and as this resolution endeavors to force payment of a wager made by two candidates for Governor, said wager being against the peace and dignity of the State, I think it has no place before this House, but should be settled in the courts.

FINLAY.

On the vote on House Concurrent Resolution No. 9 I voted "nay" and wish to give the following reasons:

There was embodied in this resolution reasons for asking the present Governor of this State to resign. The sum and substance of those reasons was that she made a political challenge, and that it was accepted by another candidate for Governor, namely, Dan Moody. The resolution also recites that she subsequently made another promise to resign, and kept none of them.

The resolution carried no indictment with reference to malfeasance or misuse of the Governor's office. In fact, it gives as the sole reason for asking her to resign the fact that she failed to keep a political wager with Dan Moody.

Before reciting any further my reasons for voting against the resolution I wish to clarify my individual reasons as to the Fergusons. I have never voted for them with the exception of the primary and general election of two years ago when I supported Mrs. Ferguson to beat the political K. K. K. machine of this State. I have always voted for Dan Moody in every instance where he asked for a State office including that of Governor. I am not nor ever have been in sympathy with the policies of the Fergusons, and as an individual I say they had no intention of living up to their pledge; in fact, I do not believe that either of them will do what they say they will do. I further think that Texas will be fortunate when their administration ends.

I conscientiously doubt the wisdom and propriety of the Legislature of the State of Texas, by a resolution, giving sanction to any political wager made by Miriam A. Ferguson and James E. Ferguson or Dan Moody, or any other. There is a way prescribed by law for the election of all State officials, also a way provided by law for their removal from office. I do not privately or personally condone any other method but those prescribed, and legal ones. I submit that if Dan Moody had lost his wager with Mrs. Ferguson that he would have resigned, and further submit that if the Fergusons had appointed an Attorney General who had subjected himself and the State affairs to public criticism, that Dan Moody in the place of being a hero, would have been the most despised political person in this State.

The issue was sought to be made by the proponents of the resolution that

you were voting on the proposition purely of whether you believed anyone should keep their word or not. As an individual I believe in keeping all promises, but I do not believe in the Legislature sanctioning any political wager or agreement of those seeking a political office. The Democratic State convention fresh from the people and have far better rights than we, refuse to act on this political pledge. The Legislature solely has vested in it the power of impeachment of the Governor of this State, and when allegations strong enough can be brought it is then time for them to act, and not by simple resolution.

I deem this resolution a political one, and that it subjects the members of the Legislature to a very unfair position. I fully realize that the contention will be made that those voting against it are friends of the Ferguson administration and do not believe in people keeping their pledges. I reiterate that it does nothing of the kind, and that the issue is purely one as to whether the Legislature should by resolution sanction a political pledge. The contention is also made that the people accepted the pledge as an issue in the last election. I say they did not do so, and that the people by their vote retired Mrs. Ferguson in the coming January and elected Dan Moody for the ensuing two years, and that they did not demand or seek to oust any official from office on account of his or her pledge to any other candidate.

DeBERRY.

(Mr. Hall of Harris in the chair.)

RELATING TO RELIEF OF COTTON GROWERS.

Mr. Perdue offered the following resolution:

Whereas, Farming is the basic industry of this State and of the civilized world—it feeds the hungry, and clothes the naked—by producing the ways and means by which industrial activity and commercial enterprise expand and prosper; and

Whereas, The farmers of Texas have had severe, crushing calamities visited upon them by droughts, by floods and by myriads of insect pests destructive to their staple crop, causing many millions of dollars loss to them; and

Whereas, In addition to the necessary labor and expense incident to producing crops, the farmers have been put to great additional labor and expense in

combating these evils, for which they are entirely irresponsible; and

Whereas, In addition to all these losses resulting from natural causes, the staple crop—cotton—of this State has declined in market value one hundred million dollars in one month, thereby entailing financial distress and poverty upon the farming industry of our people, which will have the effect of checking the spirit of farming enterprise and bring about an exodus of our farming people to the centers of population seeking either work or public charity; and

Whereas, It is the settled policy of this State to indemnify cowmen and ranchers for sick cattle slaughtered that could have been cured and made serviceable, and to pay out hundreds of thousands of the people's tax money to inspectors to search for swine plagues where no swine plague exists; now, therefore, be it

Resolved by this House of Representatives, That the Governor of Texas submit by message to us some feasible practicable measure of financial relief for the cotton growers of this State, by legislative enactment, that the ragged, bare-footed, hungry wives, daughters, and little children of industrious, toil-worn farmers, may have a sunburst of hope that there is a bright day of prosperity coming for them, wherein they may enjoy increased rewards for their labor in common with other vocations, trades and professions.

The resolution was read second time and was adopted.

SENATE BILL NO. 304 ON SECOND READING.

On motion of Mr. Woodall, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 304, A bill to be entitled "An Act to amend Chapter 172 of the General Laws of the Regular Session of the Thirty-ninth Legislature, Section 5, page 388, relating to the preservation and propagation of all wild animals, wild birds and wild fowls of this State, and amending Chapter 6 of the Revised Criminal Statutes, Article 878, page 197, relating to division into zones for the time limits as to hunting game; making provisions for a change in boundary from Longview to Loraine on the Louisiana State line instead of from Longview to Texarkana, and declaring an emergency."

The bill was read second time.

Mr. Woodall offered the following (committee) amendments to the bill:

(1)

Amend caption of Senate bill No. 304 by striking out the last three words in line 7 and all of lines 8 and 9, and insert in lieu thereof the words "so as to include in South Zone, the following counties: Cameron, Hidalgo, Starr, Zapata, Jim Hogg, Brooks, Willacy, Kleberg, Jim Wells, Duval, Live Oak, Nueces, San Patricio, Aransas, Calhoun, Victoria, Jackson, Wharton, Matagorda, Brazoria, Fort Bend, Harris, Galveston, Chambers, Liberty, Hardin, Jefferson, Orange, Jasper, Newton, Kenedy, Bee, Goliad and Refugio."

(2)

Amend Senate bill No. 304 by striking out all of Section 1 of said bill and by substituting for the numeral "2," before "Section 2," as now written in said bill, the numeral "1."

(3)

Amend Senate bill No. 304 by striking out all that part of Section 2 following the word "State," in line 4, and inserting in lieu thereof the following: "By making a South Zone composed of the following named counties, to wit: Cameron, Hidalgo, Starr, Zapata, Jim Hogg, Brooks, Willacy, Kleberg, Jim Wells, Dunn, Duval, Live Oak, Nueces, San Patricio, Bee, Goliad, Refugio, Aransas, Calhoun, Victoria, Jackson, Wharton, Matagorda, Brazoria, Fort Bend, Harris, Galveston, Chambers, Liberty, Hardin, Jefferson, Orange, Jasper, Newton and Kenedy," and providing that the North Zone shall consist of the remainder of the counties of the State not above named.

Mr. Wells offered the following amendment to the (committee) amendments Nos. 1 and 3:

Amend (committee) amendments Nos. 1 and 3, Senate bill No. 304, page 1329, House Journal, by striking out counties of Jackson, Wharton, Matagorda, Brazoria and Orange wherever they may appear in the (committee) amendments Nos. 1 and 3.

The amendment was adopted.

The (committee) amendments as amended were then adopted.

Senate bill No. 304 was then passed to third reading.

Mr. Woodall moved a call of the House for the purpose of maintaining a quorum pending consideration of Sen-

ate bill No. 304, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Young the Sergeant-at-Arms was instructed to bring in all absentees within the city.

SENATE BILL NO. 304 ON THIRD READING.

Mr. Woodall moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 304 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104.

Mr. Speaker.	Harman.
Acker.	Harper.
Albritton.	Hefley.
Alexander	High.
of Bastrop.	Hornaday.
Alexander	Irwin.
of Limestone.	Johnson.
Anderson.	Jones.
Atkinson.	Jordan.
Avis.	Justice.
Baker.	Kinnear.
Barker.	Kittrell.
Bateman.	Laird.
Bean.	Loftin.
Bird.	Mankin.
Bobbitt.	Masterson.
Boggs.	Maxwell.
Brown.	McBride.
Cade.	McDonald.
Coffey.	McGill.
Coody.	McKean.
Cox of Lamar.	Montgomery.
Cox of Navarro.	Moore.
Dale.	Parish.
Daniels.	Pavlica.
Davis of Wood.	Pearce.
Downs.	Perdue.
Dunn of Falls.	Petsch.
Elliott.	Poage.
Enderby.	Pool.
Farrar.	Pope.
Fields.	Powell.
Finlay.	Purl.
Florence.	Rawlins.
Fly.	Renfro.
Forbes.	Rice.
Frnka.	Rogers.
Graves.	Rowell.
Gray.	Runge.
Hagaman.	Sanford.
Hall of Mitchell.	Schleyer.

Shearer.	Veatch.
Sheats.	Wallace
Simmons.	of Freestone.
Sinks.	Webb.
Smith of Travis.	Wells.
Smyth.	Westbrook.
Stevenson.	Wester.
Storey.	Williams.
Stout.	Williamson.
Street.	Wilson.
Taylor.	Woodall.
Thompson.	Young.
Turner.	

Nays—2.

Hall of Harris. Stell.

Absent.

Barron.	Lane of Hamilton.
Blount.	Lane of Harrison.
Bonham.	Lipscomb.
Carter.	Low.
Conway.	McDougald.
Covey.	McFarlane.
Cummings.	Merritt.
Davis of Dallas.	Morris.
DeBerry.	Nicholson.
Dielmann.	Rowland.
Dinkle.	Simpson.
Dunlap.	Smith of Nueces.
Durham.	Sparks.
Foster.	Strong.
Hull.	Teer.
Jacks.	Tomme.
Kayton.	Wade.
Kemble.	Walker.
Kenyon.	Wallace of Panola.
King.	Woodruff.

Absent—Excused.

Bryant. Stevens.
Dunn of Hopkins.

The Speaker then laid Senate bill No. 304 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—101.

Mr. Speaker.	Coffey.
Acker.	Coody.
Albritton.	Cox of Lamar.
Alexander	Cox of Navarro.
of Limestone.	Dale.
Anderson.	Daniels.
Atkinson.	Davis of Dallas.
Avis.	Downs.
Baker.	Dunn of Falls.
Barker.	Elliott.
Bateman.	Enderby.
Bean.	Farrar.
Bird.	Finlay.
Bobbitt.	Florence.
Brown.	Fly.
Cade.	Forbes.

Frnka.	Powell.
Graves.	Purl.
Gray.	Rawlins.
Hagaman.	Renfro.
Hall of Mitchell.	Rice.
Harman.	Rogers.
Harper.	Rowell.
Hefley.	Runge.
High.	Sanford.
Hornaday.	Schleyer.
Irwin.	Shearer.
Johnson.	Sheats.
Jordan.	Simmons.
Justice.	Smith of Nueces.
Kayton.	Smith of Travis.
Kinnear.	Smyth.
Kittrell.	Stevenson.
Laird.	Storey.
Loftin.	Stout.
Mankin.	Street.
Masterson.	Taylor.
Maxwell.	Thompson.
McBride.	Turner.
McDonald.	Veatch.
McGill.	Wallace
McKean.	of Freestone.
Montgomery.	Webb.
Moore.	Wells.
Parish.	Westbrook.
Pavlica.	Wester.
Pearce.	Williams.
Perdue.	Williamson.
Petsch.	Wilson.
Poage.	Woodall.
Pool.	Young.
Pope.	

Nays—4.

Davis of Wood. Hall of Harris.
Fields. Stell.

Present—Not Voting.

Jones.

Absent.

Alexander	Lane of Hamilton.
of Bastrop.	Lane of Harrison.
Barron.	Lipscomb.
Blount.	Low.
Boggs.	McDougald.
Bonham.	McFarlane.
Carter.	Merritt.
Conway.	Morris.
Covey.	Nicholson.
Cummings.	Rowland.
DeBerry.	Simpson.
Dielmann.	Sinks.
Dinkle.	Sparks.
Dunlap.	Strong.
Durham.	Teer.
Foster.	Tomme.
Hull.	Wade.
Jacks.	Walker.
Kemble.	Wallace of Panola.
Kenyon.	Woodruff.
King.	

Absent—Excused.

Bryant. Stevens.
Dunn of Hopkins.

BILL ORDERED NOT PRINTED.

On motion of Mr. Powell, House bill No. 392 was ordered not printed.

SENATE BILL NO. 318 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 318, A bill to be entitled "An Act providing that it shall be unlawful for any person to use a dog or dogs in pursuing or taking deer," etc.

The bill was read second time.

Mr. Wells offered the following (committee) amendment to the bill:

Amend Senate bill No. 318 by striking out the word "Jackson" wherever it may appear in the bill.

The amendment was adopted.

Mr. Baker offered the following amendment to the bill:

Amend Senate bill No. 318 by adding "Orange county" to the list of counties that are exempt from prohibition of hunting deer with dogs.

The amendment was adopted.

Mr. Powell offered the following amendment to the bill:

Amend Senate bill No. 318 by striking out the word "Montgomery" wherever it occurs in the bill.

The amendment was adopted.

Senate bill No. 318 was then passed to third reading.

SENATE BILL NO. 318 ON THIRD READING.

Mr. Wells moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 318 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—97.

Mr. Speaker.	Bean.
Acker.	Bobbitt.
Albritton.	Boggs.
Alexander	Brown.
of Bastrop.	Cade.
Alexander	Coffey.
of Limestone.	Coody.
Anderson.	Cox of Lamar.
Atkinson.	Cox of Navarro.
Avis.	Dale.
Baker.	Daniels.
Barker.	Davis of Wood.
Bateman.	DeBerry.

Downs.
Dunn of Falls.
Durham.
Elliott.
Enderby.
Farrar.
Fields.
Finlay.
Florence.
Fly.
Forbes.
Frnka.
Graves.
Gray.
Hagaman.
Hall of Mitchell.
Harman.
Harper.
Hefley.
High.
Hornaday.
Irwin.
Johnson.
Jordan.
Justice.
Kinnear.
Kittrell.
Mankin.
Masterson.
Maxwell.
McBride.
McDonald.
McGill.
McKean.
Montgomery.
Moore.
Pavlica.

Pearce.
Perdue.
Petsch.
Poage.
Pool.
Pope.
Powell.
Rawlins.
Renfro.
Rice.
Rogers.
Rowell.
Runge.
Sanford.
Schleyer.
Shearer.
Sheats.
Simmons.
Sinks.
Smith of Nueces.
Smith of Travis.
Smyth.
Stevenson.
Storey.
Stout.
Taylor.
Thompson.
Turner.
Webb.
Wells.
Westbrook.
Williams.
Wilson.
Woodall.
Woodruff.
Young.

Nays—10.

Bird.
Hall of Harris.
Jones.
Loftin.
Parish.
Purl.

Stell.
Street.
Wallace
of Freestone.
Wester.

Absent.

Barron.
Blount.
Bonham.
Carter.
Conway.
Covey.
Cummings.
Davis of Dallas.
Dielmann.
Dinkle.
Dunlap.
Foster.
Hull.
Jacks.
Kayton.
Kemble.
Kenyon.
King.
Laird.
Lane of Hamilton.

Lane of Harrison.
Lipscomb.
Low.
McDougald.
McFarlane.
Merritt.
Morris.
Nicholson.
Rowland.
Simpson.
Sparks.
Strong.
Teer.
Tomme.
Veatch.
Wade.
Walker.
Wallace of Panola.
Williamson.

Absent—Excused.

Bryant. Stevens.
Dunn of Hopkins.

The Speaker then laid Senate bill No. 318 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—92.

Acker.	Mankin.
Albritton.	Masterson.
Alexander	Maxwell.
of Bastrop.	McBride.
Alexander	McDonald.
of Limestone.	McGill.
Anderson.	McKean.
Avis.	Montgomery.
Baker.	Moore.
Barker.	Pavlica.
Bateman.	Pearce.
Bean.	Perdue.
Bobbitt.	Petsch.
Boggs.	Poage.
Brown.	Pool.
Cade.	Pope.
Coffey.	Powell.
Coody.	Purl.
Cox of Lamar.	Rawlins.
Cox of Navarro.	Renfro.
Dale.	Rice.
Daniels.	Rogers.
Davis of Wood.	Rowell.
Downs.	Runge.
Dunn of Falls.	Sanford.
Durham.	Schleyer.
Elliott.	Shearer.
Enderby.	Sheats.
Farrar.	Simmons.
Fields.	Sinks.
Finlay.	Smith of Nueces.
Florence.	Smith of Travis.
Fly.	Smyth.
Forbes.	Stevenson.
Frnka.	Storey.
Graves.	Stout.
Gray.	Taylor.
Hagaman.	Thompson.
Hall of Mitchell.	Veatch.
Harman.	Wallace
Harper.	of Freestone.
Hefley.	Webb.
High.	Wells.
Hornaday.	Westbrook.
Irwin.	Williamson.
Johnson.	Woodall.
Jordan.	Woodruff.
Kinnear.	Young.
Kittrell.	

Nays—9.

Atkinson.	Parish.
DeBerry.	Stell.
Hall of Harris.	Street.
Jones.	Wester.
Loftin.	

Absent.

Barron.	Lane of Hamilton.
Bird.	Lane of Harrison.
Blount.	Lipscomb.
Bonham.	Low.
Carter.	McDougald.
Conway.	McFarlane.
Covey.	Merritt.
Cummings.	Morris.
Davis of Dallas.	Nicholson.
Dielmann.	Rowland.
Dinkle.	Simpson.
Dunlap.	Sparks.
Foster.	Strong.
Hull.	Teer.
Jacks.	Tomme.
Justice.	Turner.
Kayton.	Wade.
Kemble.	Walker.
Kenyon.	Wallace of Panola.
King.	Williams.
Laird.	Wilson.

Absent—Excused.

Bryant. Stevens.
Dunn of Hopkins.

HOUSE BILL NO. 336 WITH SENATE AMENDMENTS.

Mr. Stevenson called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 336, A bill to be entitled "An Act to amend Article 6954 of the Revised Civil Statutes, 1925, and as amended by Chapters 99 and 101, Regular Session of the Thirty-ninth Legislature, so as to include Bailey and Parmer counties within the provisions of said article."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Stevenson, the House concurred in the Senate amendments by the following vote:

Yeas—102.

Mr. Speaker.	Bobbitt.
Acker.	Boggs.
Albritton.	Brown.
Alexander	Cade.
of Bastrop.	Coffey.
Alexander	Coody.
of Limestone.	Cox of Navarro.
Anderson.	Davis of Dallas.
Atkinson.	Davis of Wood.
Avis.	DeBerry.
Baker.	Downs.
Barker.	Dunn of Falls.
Bateman.	Durham.
Bean.	Elliott.
Bird.	Enderby.

Farrar.	Pool.
Finlay.	Pope.
Florence.	Powell.
Fly.	Purl.
Forbes.	Rawlins.
Frnka.	Renfro.
Graves.	Rogers.
Gray.	Rowell.
Hagaman.	Runge.
Hall of Harris.	Sanford.
Hall of Mitchell.	Schleyer.
Harman.	Shearer.
Harper.	Sheats.
Hefley.	Simmons.
High.	Sinks.
Hornaday.	Smith of Nueces.
Irwin.	Smyth.
Johnson.	Stevenson.
Justice.	Storey.
Kinnear.	Stout.
Kittrell.	Street.
Laird.	Taylor.
Loftin.	Thompson.
Mankin.	Turner.
Masterson.	Veatch.
Maxwell.	Walker.
McBride.	Webb.
McDonald.	Wells.
McKean.	Westbrook.
Montgomery.	Wester.
Moore.	Williams.
Parish.	Williamson.
Pavlica.	Wilson.
Pearce.	Woodall.
Perdue.	Woodruff.
Petsch.	Young.
Poage.	

Nays—2.

Morris.	Stell.
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Present—Not Voting.

Jones.	McGill.
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Absent.

Barron.	King.
Blount.	Lane of Hamilton.
Bonham.	Lane of Harrison.
Carter.	Lipscomb.
Conway.	Low.
Covey.	McDougald.
Cox of Lamar.	McFarlane.
Cummings.	Merritt.
Dale.	Nicholson.
Daniels.	Rice.
Dielmann.	Rowland.
Dinkle.	Simpson.
Dunlap.	Smith of Travis.
Fields.	Sparks.
Foster.	Strong.
Hull.	Teer.
Jacks.	Tomme.
Jordan.	Wade.
Kayton.	Wallace
Kemble.	of Freestone.
Kenyon.	Wallace of Panola.

Absent—Excused.

Bryant.	Stevens.
Dunn of Hopkins.	

HOUSE BILL NO. 391 WITH SENATE AMENDMENTS.

Mr. Frnka called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 391, A bill to be entitled "An Act creating a more efficient road system for Colorado county."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Frnka, the House concurred in the Senate amendments by the following vote:

Yeas—102.

Mr. Speaker.	Irwin.
Acker.	Johnson.
Albritton.	Jones.
Alexander	Justice.
of Limestone.	Kayton.
Anderson.	Kinnear.
Atkinson.	Kittrell.
Avis.	Laird.
Baker.	Loftin.
Barker.	Mankin.
Bean.	Masterson.
Bird.	Maxwell.
Boggs.	McBride.
Brown.	McDonald.
Cade.	McGill.
Coffey.	McKean.
Coody.	Montgomery.
Cox of Lamar.	Moore.
Cox of Navarro.	Parish.
Davis of Dallas.	Pavlica.
Davis of Wood.	Pearce.
DeBerry.	Perdue.
Downs.	Petsch.
Dunn of Falls.	Poage.
Durham.	Pool.
Elliott.	Pope.
Enderby.	Powell.
Farrar.	Purl.
Fields.	Rawlins.
Finlay.	Renfro.
Florence.	Rogers.
Fly.	Rowell.
Forbes.	Runge.
Frnka.	Sanford.
Graves.	Schleyer.
Gray.	Shearer.
Hagaman.	Sheats.
Hall of Harris.	Simmons.
Hall of Mitchell.	Sinks.
Harman.	Smith of Nueces.
Harper.	Stell.
Hefley.	Stevenson.
High.	Storey.
Hornaday.	Stout.

Street.
Taylor.
Thompson.
Turner.
Veatch.
Walker.
Wallace
of Freestone.
Webb.

Wells.
Westbrook.
Wester.
Williamson.
Wilson.
Woodall.
Woodruff.
Young.

Nays—1.

Morris.

Absent.

Alexander
of Bastrop.
Barron.
Bateman.
Blount.
Bobbitt.
Bonham.
Carter.
Conway.
Covey.
Cummings.
Dale.
Daniels.
Dielmann.
Dinkle.
Dunlap.
Foster.
Hull.
Jacks.
Jordan.
Kemble.
Kenyon.

King.
Lane of Hamilton.
Lane of Harrison.
Lipscomb.
Low.
McDougald.
McFarlane.
Merritt.
Nicholson.
Rice.
Rowland.
Simpson.
Smith of Travis.
Smyth.
Sparks.
Strong.
Teer.
Tomme.
Wade.
Wallace of Panola.
Williams.

Absent—Excused.

Bryant.
Dunn of Hopkins.

Stevens.

BILL RECOMMITTED.

On motion of Mr. Rawlins, House bill No. 371 was recommitted to the Committee on School Districts.

SENATE BILL NO. 311 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 311, A bill to be entitled "An Act making emergency appropriation for Stephen F. Austin State Teachers College."

The bill was read third time and was passed by the following vote:

Yeas—89.

Mr. Speaker.
Albritton.
Alexander
of Limestone.
Anderson.
Avis.
Baker.
Barker.

Bateman.
Bean.
Bird.
Bobbitt.
Boggs.
Brown.
Cade.
Coffey.

Coody.
Cox of Lamar.
Daniels.
Davis of Dallas.
DeBerry.
Downs.
Dunn of Falls.
Durham.
Elliott.
Enderby.
Finlay.
Florence.
Fly.
Forbes.
Frnka.
Graves.
Gray.
Hagaman.
Hall of Harris.
Hall of Mitchell.
Harper.
Hefley.
High.
Hornaday.
Johnson.
Kayton.
Kinnear.
Kittrell.
Laird.
Loftin.
Mankin.
Masterson.
Maxwell.
McBride.
McDonald.
McKean.
Montgomery.
Moore.
Parish.

Pavlica.
Pearce.
Perdue.
Pool.
Pope.
Powell.
Purl.
Rawlins.
Renfro.
Rogers.
Rowell.
Runge.
Sanford.
Schleyer.
Shearer.
Sheats.
Simmons.
Sinks.
Smith of Nueces.
Smith of Travis.
Smyth.
Stevenson.
Storey.
Stout.
Street.
Thompson.
Turner.
Veatch.
Walker.
Wallace
of Freestone.
Wells.
Wester.
Williamson.
Wilson.
Woodall.
Woodruff.
Young.

Nays—11.

Atkinson.
Davis of Wood.
Farrar.
Fields.
Harman.
Irwin.
McGill.

Morris.
Poage.
Stell.
Taylor.
Westbrook.
Williams.

Present—Not Voting.

Jones.

Webb.

Absent.

Acker.
Alexander
of Bastrop.
Barron.
Blount.
Bonham.
Carter.
Conway.
Covey.
Cox of Navarro.
Cummings.
Dale.
Dielmann.

Dinkle.
Dunlap.
Foster.
Hull.
Jacks.
Jordan.
Justice.
Kemble.
Kenyon.
King.
Lane of Hamilton.
Lane of Harrison.
Lipscomb.

Low.	Simpson.
McDougald.	Sparks.
McFarlane.	Strong.
Merritt.	Teer.
Nicholson.	Tomme.
Petsch.	Wade.
Rice.	Wallace of Panola.
Rowland.	

Absent—Excused.

Bryant.	Stevens.
Dunn of Hopkins.	

HOUSE BILL NO. 383 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 383, A bill to be entitled "An Act amending Article 7150 of the Revised Civil Statutes of the State of Texas of 1925, by adding Section 1a, so as to provide for the exemption of taxation of lands and other property used exclusively for the purpose of operating and maintaining demonstration farms, when such property is not used for profit and the net income thereof is used for charitable purposes, and declaring an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 392 ON SECOND
READING.

Mr. Powell moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 392 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Mr. Speaker.	Cox of Lamar.
Acker.	Daniels.
Albritton.	Davis of Wood.
Alexander	DeBerry.
of Bastrop.	Downs.
Alexander	Dunn of Falls.
of Limestone.	Durham.
Anderson.	Elliott.
Avis.	Enderby.
Baker.	Farrar.
Barker.	Fields.
Bateman.	Finlay.
Bean.	Florence.
Bird.	Fly.
Bobbitt.	Forbes.
Boggs.	Frnka.
Brown.	Graves.
Cade.	Gray.
Coffey.	Hagaman.
Coody.	Hall of Harris.

Hall of Mitchell.	Renfro.
Harman.	Rogers.
Harper.	Rowell.
Hefley.	Runge.
High.	Sanford.
Hornaday.	Schleyer.
Irwin.	Shearer.
Johnson.	Sheats.
Jones.	Simmons.
Justice.	Sinks.
Kinnear.	Smith of Nueces.
Kittrell.	Smith of Travis.
Laird.	Smyth.
Loftin.	Stevenson.
Mankin.	Storey.
Masterson.	Taylor.
Maxwell.	Thompson.
McBride.	Turner.
McDonald.	Veatch.
McKean.	Walker.
Montgomery.	Wallace
Moore.	of Freestone.
Morris.	Webb.
Parish.	Wells.
Pavlica.	Westbrook.
Pearce.	Wester.
Perdue.	Williams.
Poage.	Williamson.
Pool.	Wilson.
Pope.	Woodall.
Powell.	Woodruff.
Purl.	Young.
Rawlins.	

Nays—3.

McGill.	Street.
Stell.	

Absent.

Atkinson.	King.
Barron.	Lane of Hamilton.
Blount.	Lane of Harrison.
Bonham.	Lipscomb.
Carter.	Low.
Conway.	McDougald.
Covey.	McFarlane.
Cox of Navarro.	Merritt.
Cummings.	Nicholson.
Dale.	Petsch.
Davis of Dallas.	Rice.
Dielmann.	Rowland.
Dinkle.	Simpson.
Dunlap.	Sparks.
Foster.	Stout.
Hull.	Strong.
Jacks.	Teer.
Jordan.	Tomme.
Kayton.	Wade.
Kemble.	Wallace of Panola.
Kenyon.	

Absent—Excused.

Bryant.	Stevens.
Dunn of Hopkins.	

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 392, A bill to be entitled "An Act creating a complete road law for Hamilton county, Texas."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 392 ON THIRD READING.

The Speaker then laid House bill No. 392 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—100.

Mr. Speaker.	Jordan.
Acker.	Justice.
Albritton.	Kinnear.
Alexander	Kittrell.
of Bastrop.	Laird.
Alexander	Mankin.
of Limestone.	Masterson.
Anderson.	Maxwell.
Avis.	McBride.
Baker.	McDonald.
Barker.	McKean.
Bateman.	Montgomery.
Bean.	Moore.
Bird.	Parish.
Bobbitt.	Pavlica.
Boggs.	Pearce.
Brown.	Perdue.
Cade.	Petsch.
Coffey.	Poage.
Coody.	Pool.
Cox of Lamar.	Pope.
Cox of Navarro.	Powell.
Davis of Dallas.	Purl.
Davis of Wood.	Rawlins.
DeBerry.	Renfro.
Downs.	Rogers.
Dunn of Falls.	Rowell.
Durham.	Runge.
Elliott.	Sanford.
Enderby.	Schleyer.
Farrar.	Shearer.
Fields.	Sheats.
Finlay.	Simmons.
Florence.	Sinks.
Fly.	Smith of Nueces.
Forbes.	Smyth.
Frnka.	Stevenson.
Graves.	Storey.
Gray.	Street.
Hagaman.	Taylor.
Hall of Harris.	Thompson.
Hall of Mitchell.	Turner.
Harman.	Veatch.
Harper.	Walker.
Hefley.	Wallace
High.	of Freestone.
Hornaday.	Webb.
Irwin.	Wells.
Jacks.	Westbrook.
Johnson.	Wester.

Williams.
Williamson.
Wilson.

Woodall.
Woodruff.
Young.

Nays—2.

McGill.

Morris.

Present—Not Voting.

Atkinson.

Stell.

Absent.

Barron.
Blount.
Bonham.
Carter.
Conway.
Covey.
Cummings.
Dale.
Daniels.
Dielmann.
Dinkle.
Dunlap.
Foster.
Hull.
Jones.
Kayton.
Kemble.
Kenyon.
King.
Lane of Hamilton.

Lane of Harrison.
Lipscomb.
Loftin.
Low.
McDougald.
McFarlane.
Merritt.
Nicholson.
Rice.
Rowland.
Simpson.
Smith of Travis.
Sparks.
Stout.
Strong.
Teer.
Tomme.
Wade.
Wallace of Panola.

Absent—Excused.

Bryant.

Stevens.

Dunn of Hopkins.

HOUSE BILL NO. 360 WITH SENATE AMENDMENTS.

Mr. Petsch called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 360, A bill to be entitled "An Act to provide for and regulate the filing of statement of facts and bills of exception in civil and criminal cases concerning changes of venue, misconduct of jury," etc.

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Petsch, the House concurred in the Senate amendments.

SENATE BILL NO. 318 ON FINAL PASSAGE.

Mr. Powell moved to reconsider the vote by which Senate bill No. 318 was finally passed.

The motion to reconsider prevailed. Senate bill No. 318 was then finally passed by the following vote:

Yeas—96.

Mr. Speaker.	Laird.
Acker.	Mankin.
Albritton.	Masterson.
Alexander	Maxwell.
of Bastrop.	McBride.
Alexander	McDonald.
of Limestone.	McGill.
Anderson.	McKean.
Avis.	Montgomery.
Baker.	Moore.
Bean.	Morris.
Bird.	Parish.
Bobbitt.	Pavlica.
Boggs.	Pearce.
Brown.	Perdue.
Cade.	Petsch.
Coody.	Poage.
Cox of Lamar.	Pool.
Cox of Navarro.	Pope.
Dale.	Powell.
Daniels.	Purl.
Davis of Dallas.	Rawlins.
Davis of Wood.	Renfro.
Downs.	Rowell.
Dunn of Falls.	Runge.
Durham.	Sanford.
Elliott.	Schleyer.
Enderby.	Shearer.
Farrar.	Sheats.
Fields.	Sinks.
Finlay.	Smith of Nueces.
Florence.	Smith of Travis.
Fly.	Smyth.
Forbes.	Stell.
Frnka.	Stevenson.
Gray.	Storey.
Hagaman.	Thompson.
Hall of Harris.	Turner.
Hall of Mitchell.	Veatch.
Harman.	Walker.
Harper.	Wallace
Hefley.	of Freestone.
High.	Webb.
Hornaday.	Westbrook.
Irwin.	Williams.
Johnson.	Williamson.
Jordan.	Wilson.
Justice.	Woodall.
Kinnear.	Woodruff.
Kittrell.	Young.

Nays—3.

Coffey.	Rogers.
DeBerry.	

Present—Not Voting.

Atkinson.	Jones.
Bateman.	Street.

Absent.

Barker.	Conway.
Barron.	Covey.
Blount.	Cummings.
Bonham.	Dielmann.
Carter.	Dinkle.

Dunlap.	Merritt.
Foster.	Nicholson.
Graves.	Rice.
Hull.	Rowland.
Jacks.	Simmons.
Kayton.	Simpson.
Kemble.	Sparks.
Kenyon.	Stout.
King.	Strong.
Lane of Hamilton.	Taylor.
Lane of Harrison.	Teer.
Lipscomb.	Tomme.
Loftin.	Wade.
Low.	Wallace of Panola.
McDougald.	Wells.
McFarlane.	Wester.

Absent—Excused.

Bryant.	Stevens.
Dunn of Hopkins.	

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, October 7, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 389, A bill to be entitled "An Act making emergency appropriation of \$7,000 to the State Board of Control."

H. B. No. 336, A bill to be entitled "An Act to amend Article 6954 of the Revised Civil Statutes, 1925, and as amended by Chapters 99 and 101, Regular Session of the Thirty-ninth Legislature, so as to include Bailey and Parmer counties within the provisions of said article," with amendment.

H. B. No. 359, A bill to be entitled "An Act to create Road District No. 5, in Houston county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

H. B. No. 387, A bill to be entitled "An Act amending Chapter 151, Local and Special Laws, passed at the Regular Session of the Thirty-third Legislature, same being an act to create a

more efficient road system for Stephens county, Texas."

H. B. No. 388, A bill to be entitled "An Act creating Rosebud Independent School District in Falls county, State of Texas, and defining its boundaries."

S. B. No. 310, A bill to be entitled "An Act validating the authorization, issuance and sale of certain road bonds of Justice Precinct No. 1 of Lamar county, Texas, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said precinct; approving and validating all orders of the commissioners court of said county in respect to said justice precinct, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence; declaring such justice precinct a political subdivision of said county under Section 52, of Article 3, of the Constitution of Texas; enacting provisions necessary and incidental to the subject and purpose of this act; evidencing proof of publication of constitutional notice required in such acts, and declaring an emergency."

S. B. No. 309, A bill to be entitled "An Act creating Roby Independent School District in Fisher county, Texas, defining its boundaries; including the original Roby Independent School District and adding territory thereto; conferring on said district and its board of trustees all of the rights, powers, privileges and duties now conferred and imposed by the general laws of the State upon independent school districts and the board of trustees thereof; validating and continuing in force the local maintenance tax heretofore voted in a part of said district as herein created until the legal voters shall increase, diminish or abolish same; providing that all bonds heretofore issued by any former school district, or districts, included within the Roby Independent School District, as herein created, shall remain in full force and effect, and that any territory taken from any district having an outstanding bonded indebtedness shall remain and be chargeable with its pro rata part of such indebtedness; providing that other territory may be added; providing that this act shall be cumulative of the general laws governing independent school districts, and declaring an emergency."

S. B. No. 306, A bill to be entitled "An Act creating a more efficient road system for Fisher county, Texas; providing that the county commissioners

shall be road commissioners of their respective precincts; providing that such commissioners shall have charge of the road teams, tools, machinery and appliances of said county under the direction of the commissioners court; providing for the laying out, establishment and construction of roads, bridges and culverts, and for the repair and maintenance thereof; providing that the commissioners court shall co-operate with the State Highway Department in the establishment, construction and maintenance of roads, bridges and culverts to be paid for partly by the county and partly by the State or Federal government; authorizing the commissioners court of Fisher county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and to levy a tax in payment thereof, and declaring an emergency."

S. B. No. 307, A bill to be entitled "An Act creating and establishing Freeport Independent School District in Brazoria county, Texas, defining and describing it by metes and bounds, providing for election of trustees therefor, providing it to assume the outstanding indebtedness of Freeport Independent School District as heretofore created, vesting in it the title to all school property situated therein, providing for the government thereof as under the general laws applicable to towns and villages incorporated for free school purposes only, providing for the extension of boundaries thereof, validating outstanding schoolhouse bonds and tax levies and assessments, and declaring an emergency."

H. B. No. 391, A bill to be entitled "An Act creating more efficient road system for Colorado county," with amendments.

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

(Speaker in the chair.)

PROVIDING FOR A TAX SURVEY COMMITTEE.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 10, Providing for committee to investigate tax situation in Texas.

Whereas, There is a widespread feeling in Texas that there is discrimination in the tax burden against many of its citizens and industries, and a very

general demand for the equalization of taxes; and

Whereas, The consideration of this vital matter at a session of the Legislature by reason of the shortness of same, the necessity of considering same and many other matters, and the lack of accurate information as to comparative tax burdens makes impossible the working out of a satisfactory solution of the matter of equalizing the tax burden; therefore, be it

Resolved by the Senate of Texas, the House concurring, That a committee of twelve (12) persons to be known as the Tax Survey Committee, be selected as follows: The President of the Senate shall select three (3) members of the Senate and the Speaker of the House of Representatives shall select three (3) members of the House, and said six members shall within ten days from and after their appointment select and appoint six other eminent, public-spirited and capable persons who are private citizens to complete said committee. At least one of such members shall be a person well versed in the principles of taxation; and the remaining members shall be selected as far as practicable from different vocations, and from different sections of the State.

The said Taxation Survey Committee shall meet within ten (10) days from the time its membership is completed at a time and place to be designated by the six original members and shall organize by electing a chairman and secretary and such other officers as it may deem necessary and adopt such rules and regulations as necessary to carry out the provisions of this resolution; and it shall be the duty of said Taxation Survey Committee to employ such assistants as may be necessary to make a thorough and impartial study of the taxation systems of this State and other States and after amassing the necessary data formulate a report of same together with specific recommendations as to the best method of equalizing the tax burden among the people and industries of this State. The said committee shall secure from other States of the Union information as to what is being done by said States with reference to the tax problem and shall secure the facts as to the taxable values of said States, the aggregate income of individuals and corporations within said State, the method of financing the educational institutions and departments of government of same and other information relative to the wealth

and resources of such States and the means and methods employed for securing revenue for the maintenance of such institutions and the pro rata and comparative cost of educational and eleemosynary institutions.

Said committee shall investigate the condition of the taxation system maintained in Texas, so as to advise the Legislature with reference to the amount of taxes now being paid by the various classes and industries in this State, and such comparative information as may be available from other States.

That said committee shall make a report in writing to the Governor and the Legislature at the beginning of the Regular Session of the Fortieth Legislature in January, 1927. This report shall carry with it a recommendation of legislation that it may be required to make a reality of the provision of our State Constitution that "Taxes shall be equal and uniform."

The members of said Taxation Survey Committee shall each receive as compensation the sum of \$5.00 per day for each day they actually serve, together with railroad fare and hotel, telegraph and telephone expenses incurred in the discharge of their duty. Said committee is hereby authorized and empowered to purchase such supplies and employ such clerical help as may be necessary for the discharge of this duty within the limitations prescribed herein.

That there is hereby appropriated from the contingent fund of the First Called Session of the Thirty-ninth Legislature the sum of \$10,000.00 or so much thereof as may be necessary for the purpose of defraying the compensation and expenses of the committee hereby created, including the publication of the committee's report. Provided further, that all expenditures of such committee shall be made on warrants signed by the president and the secretary of the committee and provided further that the secretary shall file with the State Comptroller of Public Accounts a statement showing in detail the expenditures made by such committee, and the persons to whom such payments are made.

The resolution was read second time.

Mr. Fields raised a point of order on further consideration of the resolution, on the ground that it does not come within the Governor's call.

The Speaker declined to rule on the point of order, stating that he would

submit the question to the House for its decision.

Question—Shall the House sustain the point of order?

The House overruled the point of order by the following vote:

Yeas—45.

Albritton.	Justice.
Anderson.	Kayton.
Atkinson.	Mankin.
Barker.	McBride.
Bird.	Moore.
Brown.	Morris.
Coody.	Pearce.
Cox of Lamar.	Rogers.
Dale.	Sanford.
Davis of Wood.	Simmons.
Downs.	Smith of Nueces.
Elliott.	Smith of Travis.
Enderby.	Stell.
Farrar.	Stevenson.
Fields.	Taylor.
Finlay.	Thompson.
Florence.	Turner.
Graves.	Veatch.
Gray.	Wallace
Hagaman.	of Freestone.
Hefley.	Wester.
High.	Williams.
Hornaday.	Woodall.

Nays—55.

Alexander	Montgomery.
of Limestone.	Parish.
Baker.	Perdue.
Bean.	Petsch.
Boggs.	Poage.
Cade.	Pool.
Coffey.	Pope.
Cox of Navarro.	Powell.
DeBerry.	Purl.
Dunn of Falls.	Rawlins.
Durham.	Renfro.
Fly.	Rice.
Forbes.	Rowell.
Frnka.	Runge.
Hall of Mitchell.	Schleyer.
Harman.	Shearer.
Harper.	Sheats.
Irwin.	Sinks.
Johnson.	Storey.
Jones.	Stout.
Jordan.	Street.
Kinnear.	Walker.
Kittrell.	Webb.
Laird.	Wells.
Maxwell.	Westbrook.
McDonald.	Wilson.
McGill.	Young.
McKean.	

Present—Not Voting.

Williamson.

Absent.

Acker.	Kenyon.
Alexander	King.
of Bastrop.	Lane of Hamilton.
Avis.	Lane of Harrison.
Barron.	Lipscomb.
Bateman.	Loftin.
Blount.	Low.
Bobbitt.	Masterson.
Bonham.	McDougald.
Carter.	McFarlane.
Conway.	Merritt.
Covey.	Nicholson.
Cummings.	Pavlica.
Daniels.	Rowland.
Davis of Dallas.	Simpson.
Dielmann.	Smyth.
Dinkle.	Sparks.
Dunlap.	Strong.
Foster.	Teer.
Hall of Harris.	Tomme.
Hull.	Wade.
Jacks.	Wallace of Panola.
Kemble.	Woodruff.

Absent—Excused.

Bryant.	Stevens.
Dunn of Hopkins.	

Mr. Finlay offered the following amendment to the resolution:

Amend Senate Concurrent Resolution No. 10 by adding after the last word in paragraph 3 the words "and all shall be substantial property taxpayers in the county in which they reside."

The amendment was adopted.

Mr. Petsch moved the previous question on the resolution, and the main question was ordered.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—55.

Mr. Speaker.	Harman.
Alexander	Harper.
of Limestone.	Irwin.
Avis.	Jones.
Baker.	Jordan.
Bobbitt.	Kayton.
Boggs.	Kinnear.
Cade.	Kittrell.
Cox of Navarro.	Maxwell.
Daniels.	McDonald.
DeBerry.	McGill.
Dunn of Falls.	McKean.
Durham.	Montgomery.
Elliott.	Perdue.
Forbes.	Petsch.
Frnka.	Poage.
Hagaman.	Pool.
Hall of Harris.	Pope.
Hall of Mitchell.	Powell.

Purl.	Street.
Rawlins.	Walker.
Rowell.	Webb.
Runge.	Wells.
Schleyer.	Westbrook.
Shearer.	Williams.
Sheats.	Williamson.
Sinks.	Wilson.
Storey.	Young.
Stout.	

Nays—45.

Albritton.	McBride.
Anderson.	Moore.
Atkinson.	Morris.
Barker.	Parish.
Bean.	Pearce.
Bird.	Rice.
Brown.	Rogers.
Coffey.	Sanford.
Coody.	Simmons.
Cox of Lamar.	Smith of Nueces.
Dale.	Smith of Travis.
Davis of Wood.	Smyth.
Downs.	Stell.
Enderby.	Stevenson.
Farrar.	Taylor.
Fields.	Thompson.
Finlay.	Turner.
Florence.	Veatch.
Graves.	Wallace
Gray.	of Freestone.
Hefley.	Wester.
High.	Woodall.
Justice.	

Absent.

Acker.	Laird.
Alexander	Lane of Hamilton.
of Bastrop.	Lane of Harrison.
Bateman.	Lipscomb.
Blount.	Loftin.
Bonham.	Low.
Carter.	Masterson.
Conway.	McDougald.
Covey.	McFarlane.
Cummings.	Merritt.
Davis of Dallas.	Nicholson.
Dielmann.	Pavlica.
Dinkle.	Renfro.
Dunlap.	Rowland.
Fly.	Simpson.
Foster.	Sparks.
Hornaday.	Strong.
Hull.	Teer.
Jacks.	Tomme.
Johnson.	Wade.
Kemble.	Wallace of Panola.
Kenyon.	Woodruff.
King.	

Absent—Excused.

Bryant.	Stevens.
Dunn of Hopkins.	

Paired.

Mr. Mankin (present), who would

vote "nay," with Mr. Barron (absent), who would vote "yea."

Mr. Poage moved to reconsider the vote by which the resolution was adopted, and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 306, to the Committee on Highways and Motor Traffic.

Senate bill No. 307, to the Committee on School Districts.

Senate bill No. 309, to the Committee on School Districts.

Senate bill No. 310, to the Judiciary Committee.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 380, "An Act creating the Saratoga Independent School District."

H. B. No. 379, "An Act creating the Batson Independent School District."

H. B. No. 374, "An Act creating the Ranger Independent School District."

H. B. No. 365, "An Act creating the Crowell Independent School District."

H. B. No. 364, "An Act creating the Bethel Independent School District."

H. B. No. 344, "An Act creating the Damon Independent School District."

H. B. No. 342, "An Act creating the Megargel Independent School District."

H. B. No. 340, "An Act creating the Ibex Independent School District."

H. B. No. 314, "An Act creating the Ennis Independent School District."

H. B. No. 371, "An Act relative to a special road law for Limestone county."

H. B. No. 290, "An Act to create Road District No. 10, in Hopkins county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds

and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

H. B. No. 208, "An Act to create Road District No. 3, in Ellis county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency."

S. B. No. 316, "An Act creating a more efficient road system for Wise county."

S. B. No. 280, "An Act making it a felony for the stealing of chickens and turkeys."

S. B. No. 303, "An Act relative to a more efficient road system for Zavala county."

S. B. No. 314, "An Act making appropriation for the additional support and maintenance of the Oil and Gas Division of the Railroad Commission."

H. B. No. 287, "An Act validating certain road bonds in Precinct No. 1, Coleman county."

S. B. No. 291, "An Act making certain appropriations for the support of the public schools of Texas."

RECESS.

Mr. Petsch moved that the House recess to 8 o'clock p. m. today.

Mr. Farrar moved that the House recess until 10 o'clock a. m. tomorrow.

Mr. Pearce moved that the House recess until 9 o'clock a. m. tomorrow.

The motion of Mr. Pearce prevailed, and the House, accordingly, at 5:45 o'clock p. m., took recess to 9 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills as follows:

Appropriations: Senate bill No. 314 and House bill No. 389.

Highways and Motor Traffic: House bills Nos. 391 and 392, and Senate bill No. 306.

Game and Fisheries: Senate bill No. 318.

School Districts: House bill No. 390, Senate bill No. 309.

Conservation and Reclamation: Senate bill No. 315.

Judiciary: Senate bills Nos. 316 and 313.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 390, A bill to be entitled "An Act giving to the school board of Sodville Independent School District exclusive management and control of the public free schools in said district," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 369, A bill to be entitled "An Act relating to the manner of service of citation on application for the probate of wills," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 307, A bill to be entitled "An Act providing a method of consolidating school districts in Angelina county," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed

Bills have carefully examined and compared

H. B. No. 387, A bill to be entitled "An Act amending Chapter 151, Local and Special Laws passed at the Regular Session of the Thirty-third Legislature, same being an act to create a more efficient road system for Stephens county, Texas," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 389, A bill to be entitled "An Act making an emergency appropriation of \$7,000 to State Board of Control, Printing and Binding Division, to pay for cost of printing, etc., of general and special laws," etc.,

And find the same correctly engrossed.
COX of Navarro.

Committee Room,
Austin, Texas, October 7, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 388, A bill to be entitled "An Act creating Rosebud Independent School District in Falls county, State of Texas, and defining its boundaries," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, October 7, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 383, A bill to be entitled "An Act amending Article 7150, Revised Civil Statutes of the State of Texas of 1925," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, October 7, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 391, A bill to be entitled "An Act to amend Section 18, Chapter 89, of the Special Laws of the Regular Session of the Thirty-eighth Legislature; to create a more efficient road system for Colorado county," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 386, A bill to be entitled "An Act to create Dallas County Fresh Water Supply District No. 7 in Dallas county, Texas," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, October 7, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 300, A bill to be entitled "An Act to amend Article 708, etc., so that persons convicted of felony may testify for the State and defendant," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 384, A bill to be entitled "An Act to provide for summoning the general panel of petit jurors by mail in any county of this State," etc.,

And find the same correctly engrossed.
ROWELL, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 257, "An Act to create Road District No. 8, in Briscoe county, Texas; validating and approving all orders made by the

commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 269, "An Act to create Road District No. 1, in Karnes county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 306, "An Act ratifying and validating election heretofore held in and throughout Tom Green county, Texas, upon the question of authorizing the issuance of \$500,000 special road bonds of said county and levying a tax in payment thereof; ratifying and validating the petition for such election, the order calling such election and notices thereof, and all other orders passed by the commissioners court of said county in respect thereto, includ-

ing the order declaring the result of such election and the order authorizing the issuance of such bonds and levying a tax in payment thereof; authorizing the commissioners court and proper officers of Tom Green county to complete the issuance of such bonds; ratifying and validating the taxes levied in payment of such bonds and authorizing and directing the commissioners court and officers of said county to levy, assess and collect annually a general ad valorem tax upon all taxable property in said county sufficient to pay the interest on said bonds and the principal thereof as they mature, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 289, "An Act to create Road District No. 2, in Atascosa county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 298, "An Act ratifying and validating election heretofore held in and throughout Carson county, Texas, upon the question of authorizing the issuance of one million dollars special road bonds of said county and levying a tax in payment thereof; ratifying and validating the petition for such election, the order calling such election

and notices thereof, and all other orders passed by the commissioners court of said county in respect thereto, including the order declaring the result of such election and the order authorizing the issuance of such bonds and levying a tax in payment thereof; authorizing the commissioners court and proper officers of Carson county to complete the issuance of such bonds; ratifying and validating the taxes levied in payment of such bonds and authorizing and directing the commissioners court and officers of said county to levy, assess and collect annually a general ad valorem tax upon all taxable property in said county sufficient to pay the interest on said bonds and the principal thereof as they mature, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 288, "An Act to create Road District No. 1, in Gillespie county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred,

H. B. No. 308, "An Act to create Road District No. 1, in Henderson county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said

district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 267, "An Act to create Road District No. 3, in Karnes county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 260, "An Act to create Road District No. 3, in Gonzales county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county

in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 159, "An Act to create Road District No. 1, in Bastrop county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 255, "An Act to create Road District No. 7, in Clay county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 256, "An Act to create Road District No. 7, in Briscoe county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 266, "An Act to create Road District No. 8, in DeWitt county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 265, "An Act to create

Road District No. 9, in Limestone county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 250, "An Act to create Road District No. 5, in Robertson county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 261, "An Act to create Road District No. 4, in Gonzales county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and

collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 251, "An Act to create Road District No. 1, in Cooke county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 253, "An Act to create Road District No. 2, in Clay county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 252, "An Act to create Road District No. 3, in Clay county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 254, "An Act to create Road District No. 1, in Clay county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 249, "An Act to create Road District No. 1, in Robertson county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 248, "An Act to create Road District No. 8, in Robertson county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 246, "An Act to create Road District No. 5, in Red River county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds

thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 259, "An Act to create Road District No. 2, in Gonzales county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 247, "An Act to create Road District No. 4, in Live Oak county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof,

and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 287, "An Act to create Road District No. 1, in Coleman county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 376, "An Act amending House bill No. 813, enacted by the Thirty-fifth Legislature of Texas, at its Regular Session, being Chapter 135 of the Local and Special Laws of the Regular Session of the Thirty-fifth Legislature, creating Smiley Independent School District in Gonzales county, Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 4, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 258, "An Act to create Road District No. 1, in Gonzales county, Texas; validating and approving all orders made by the commissioners court of said county,

in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 243, "An Act to create Road District No. 2, in Shelby county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 192, "An Act to create Road District No. 1, in Navarro county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county

in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 346, "An Act relating to the jurisdiction of the county court of Hutchinson county,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 197, "An Act to create Road District No. 8, in Navarro county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 211, "An Act to create Road District No. 7, in Ellis county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and

collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 319, "An Act creating and incorporating Fastrill Independent School District in Cherokee county,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 320, "An Act creating Bryson Independent School District,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 161, "An Act to create Road District No. 3, in Bastrop county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 377, "An Act to create the Lockney Independent School District in Floyd county, Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 281, "An Act validating road district bonds in all counties and political subdivisions of the State of Texas, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 328, "An Act creating the Hyman Common School District No. 29 in Mitchell and Howard counties,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 316, "An Act creating the Common County Line School District No. 9 in Borden, Mitchell and Scurry counties,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 318, "An Act amending House bill No. 516, Chapter 165, of the

Local and Special Laws passed by the Thirty-ninth Legislature,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 330, "An Act creating the Wortham Independent School District,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 189, "An Act to create Road District No. 2, in McCulloch county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 186, "An Act to create Road District No. 5, in Robertson county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on

all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 339, "An Act ratifying and validating an election heretofore held in and throughout Aransas county upon the question of authorizing the issuance of \$250,000 special road bonds of said county,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 219, "An Act to create Road District No. 8, in Houston county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 296, "An Act to create the Nordheim Independent School District in DeWitt county, Texas, includ-

ing therein the Nordheim Common School District in said county; providing a board of trustees therefor; vesting the said independent district board of trustees with all of the rights, powers, privileges and duties conferred upon independent school districts incorporated under the general laws of Texas; providing that the present board of trustees shall continue in office until the next regular election of school trustees, fixing the term of office of such trustees, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 5, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 337, "An Act abolishing the office of district attorney in the Sixth Judicial District of Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 352, "An Act to create the Bledsoe Independent School District in Cochran county, Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 357, "An Act creating the Belton Independent School District in Bell county,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 356, "An Act creating the

Mullin Independent School District in Mills county, Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 3, Providing for additional copies of State Statutes,

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 326, "An Act creating and incorporating the La Hoy Independent School District in Terry county, Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 349, "An Act to create Common School District No. 3 in Dickens county, Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 331, "An Act amending Section 4 of Chapter 91 of the General Laws of the Regular Session of the Thirty-ninth Legislature relative to public weighers in certain counties so as to postpone the taking effect of said act until January 1, 1927, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.
Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 353, "An Act creating
Carlisle Consolidated Independent School
District in Lubbock and Hockley coun-
ties, Texas,"

Have carefully compared same and
find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.
Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 355, "An Act creating the
Hewitt Independent School District in
McLennan county, Texas,"

Have carefully compared same and
find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.
Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 333, "An Act to create the
McAdoo Independent School District in
Dickens county, Texas,"

Have carefully compared same and
find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.
Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 325, "An Act creating the
Monroe Independent School District in
Lubbock county,"

Have carefully compared same and
find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.
Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 381, "An Act creating an
independent school district to be known
as 'McCahey Independent School Dis-
trict,' and to provide for the creation

of a board of trustees thereof and au-
thorizing the board of trustees to levy,
assess and collect special taxes,"

Have carefully compared same and
find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 5, 1926.
Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 323, "An Act creating and
incorporating the Foster Independent
School District,"

Have carefully compared same and
find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.
Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 329, "An Act to amend
Chapter 64 of the Acts of the Regular
Session of the Thirty-fifth Legislature,
page 123, relating to the salary of dis-
trict attorneys, and amending Chapter
55 of the Acts of the Regular Session of
the Thirty-fifth Legislature,"

Have carefully compared same and
find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 6, 1926.
Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 324, "An Act creating the
Hardy Independent School District in
Lubbock county,"

Have carefully compared same and
find it correctly enrolled.

STOUT, Chairman.

Committee Room,
Austin, Texas, October 5, 1926.
Hon. Lee Satterwhite, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 358, "An Act amending
Section 24 of Chapter 75 of the Local
and Special Laws of the State of Texas,
passed at the Regular Session of the
Thirty-ninth Legislature, same being an
act creating a more efficient road sys-
tem of Bastrop county, Texas,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

Committee Room,

Austin, Texas, October 6, 1926.

Hon. Lee Satterwhite, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 327, "An Act to create the Rural Shade Independent School District,"

Have carefully compared same and find it correctly enrolled.

STOUT, Chairman.

SEVENTEENTH DAY.

(Continued.)

(Friday, October 8, 1926.)

The House met at 9 o'clock a. m. and was called to order by Speaker Satterwhite.

PROVIDING FOR READING AND COMPILING STATUTES.

Mr. Young offered the following resolution:

H. C. R. No. 11, To provide for compiling the Session Laws.

Be it resolved by the House, the Senate concurring, That Miss Oveta Culp and Miss Cordelia Frances be authorized and designated to compile, proof and index the session laws of the First Called Session of the Thirty-ninth Legislature, and for their services each be paid six dollars per day out of the mileage and per diem and contingent fund of the First Called Session of the Thirty-ninth Legislature.

The resolution was read second time.

Mr. Woodall offered the following substitute for the resolution:

Whereas, It is necessary to have the laws of the First Called Session of the Thirty-ninth Legislature compiled and proof read before being turned over to the printer; and

Whereas, Our fellow member, Representative Corry T. Sheats, by reason of his general education and legislative experience is especially equipped for this character of work and can complete it with the greatest accuracy and efficiency; therefore be it

Resolved by the House of Representatives, the Senate concurring, That Representative Corry T. Sheats be directed to compile and proof said laws and that

he be authorized to select a copyholder to assist him, and that the sum of ten dollars (\$10.00) per day be allowed for this work, this to be the total compensation of Representative Sheats and his assistant for such number of days as are actually necessary to complete the work, vouchers to be issued in the usual manner and payable out of the unexpended balance to the credit of the mileage and per diem fund of the First Called Session of the Thirty-ninth Legislature.

Signed—Woodall, Barker, Williamson, Hall of Mitchell, Harper, Dale, Smith of Travis, Elliott, Boggs, Cox of Lamar, Smith of Nueces, Kinnear, Frnka, Daniels, Harman, Baker, Walker, Coffey, Schleyer, Wallace of Freestone.

Question first recurring on the substitute, it was adopted.

Mr. Purl offered the following amendment to the resolution as substituted:

Provided not more than 30 days time is consumed.

On motion of Mr. Williamson, the amendment was tabled.

Mr. Young offered the following amendment to the resolution:

Amend resolution by eliminating that provision giving Mr. Sheats the right to select his assistant and provide that the Lieutenant Governor appoint the assistant proofreader.

The amendment was adopted.

Question then recurring on the resolution as amended, it was lost.

BILL ORDERED NOT PRINTED.

On motion of Mr. Hall of Mitchell, Senate bill No. 306 was ordered not printed.

(Mr. Fly in the chair.)

REPORT OF COMMITTEE TO INVESTIGATE CONTRACTS BY HIGHWAY DEPARTMENT.

The Speaker laid before the House, for consideration at this time, the following (committee) report, with a substitute resolution offered by the committee:

Committee substitute to H. C. R. No. 1, Relating to appropriations made by the Highway Commission.

Whereas, It has been reported and generally charged that the State Highway Commission is appropriating, and has already appropriated funds beyond and outside the appropriations of the Legislature of Texas; and

Whereas, These charges have been under consideration by the Committee